

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.8362 of 2023**

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Dindayal @ Dindayal Upadhyay Son of Late Baikunth Upadhyay, Resident of  
Village-Dhanvantri Bhawan Sadisopur, Police Station-Bihta, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and Reforms, Government of Bihar, Patna.
2. The Divisional Commissioner, Patna Division, Patna.
3. The District Magistrate, Patna.
4. The Sub Divisional Officer, Danapur, Patna.
5. The Circle Officer, Bihta, Patna.
6. The Block Development Officer, Bihta, Patna.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Nilendu Kumar Choudhary  
For the Respondent/s : Mr.Rishi Raj Sinha ( Sc 19 )

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**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**  
**ORAL ORDER**

4      15-01-2024                      Heard the parties.

2. By way of this writ petition, the petitioner has challenged the notice dated 17.05.2023 issued by the Circle Officer, Bihta, Patna.

3. The petitioner is permitted to withdraw this application to file an appeal before the District Magistrate, Patna within thirty days from today challenging the final order passed by the Circle Officer, Bihta under Bihar Public Land Encroachment Act, 1956.

4. If such an appeal is filed before the District



Magistrate, Patna then the same shall be decided by the  
Collector, Patna on merits.

5. With the aforesaid directions, this application is  
disposed of.

**(Sandeep Kumar, J)**

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