

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8966 of 2024

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1. Ritesh Kumar Son of Jayanti Devi and Late Virendra Prasad Presently R/o 433, Ashpuri Society-2, Near Shreeji Hospital, Bamroli Road, Chorasi, Surat, P.S. and District Surat, Gujarat- 394210. Permanent resident of Village Noyama, P.S. Asthawan, District- Nalanda.
 2. Kumari Premlata Sinha, Wife of Sri Santosh Kumar, Daughter of Jayanti Devi and Late Virendra Prasad, Presently resident of Mitmandal Colony-2, Post Anisabad, P.S. Phulwari, District Patna. Permanent resident of Village Noyama, P.S. Asthawan, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through, The Principal Secretary, Department of Revenue and Land Reforms, Government of Bihar, Patna.
2. The Principal Secretary, Department of Revenue and Land Reforms, Government of Bihar, Patna, Email-
3. The Collector-Cum-District Magistrate, Nalanda, At Bihar Sharif, District Nalanda, Email dm-nalnda.bih@nic.in
4. The Additional Collector, Nalanda, District Nalanda,
5. The District Collector Land Reforms, Nalanda, District Nalanda.
6. The Circle Officer, Asthawan, Block Asthawan, District Nalanda.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Dinkar Kumar, Advocate Mr. Ajit Kumar, Advocate
For the Respondent/s	:	Mr. Yogendra Prasad Sinha, AAG-7 Mr. Rajeev Kumar Sinha, AC to AAG-7

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 21-11-2024 1. Heard learned counsel for the petitioners and learned AC to AAG-7.

2. Learned counsel for the petitioners submits that the land pertaining to Khata No. 597, Khesra No. 1600, 1616 and 1618 at Mauza Noyawan, Thana No. 258 measuring 1 Acre 2.5 Decimals is the raiyati land of the petitioners in the name of the mother of the petitioners, namely, Jayanti Devi, wife of Late



Virendra Prasad. It is further submitted that Jayanti Devi is an old and infirm lady, as such, the writ application has been filed by her son and daughter-in-law. It is next submitted that Jamabandi No. 618 was created with respect to the land aforesaid in the year 1987-88 as would manifest from Annexure-P/1 to the writ application.

3. Learned counsel submits that though the land in question is raiyati land of the mother of the petitioner no. 1 but then the district authorities without acquiring the land are contemplating to build Panchayat Bhawan on the aforesaid land on the pretext that the land in question is a government land. Learned counsel further submits that petitioners have represented before the Collector, Nalanda at Bihar Sharif by the representation dated 28.02.2024 (Annexure-P/5 series). It is next submitted that the representation filed by the petitioners is a detailed representation placing reliance on some government circulars and the orders of this Court in C.W.J.C. No. 2716 of 2023 (Puja Kumari Vs. The State of Bihar and Ors.) and C.W.J.C. No. 3799 of 2017 (Himanshu Kumar Vs. The State of Bihar and Ors.).

4. It is submitted that the Collector, Nalanda at Bihar Sharif till date has not decided the representation filed by the



petitioners seeking redressal of their grievance as raised in the instant writ application.

5. Learned counsel appearing on behalf of the State submits that the writ application may be disposed of with a direction to the Collector, Nalanda at Bihar Sharif to decide the representation of the petitioners within a time frame.

6. In view of the submissions made by the learned counsel for the parties, the writ application is disposed of with a direction to the Collector, Nalanda at Bihar Sharif to dispose of the representation of the petitioners dated 28.02.2024 within a period of one month from the date of receipt/production of a copy of this order.

7. Accordingly, the writ application is disposed of with the aforesaid directions and observations.

8. It is made clear that the Court has not gone into the merits of the case.

(Satyavrat Verma, J)

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