

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9691 of 2024

Surendra Prasad Singh Son of Late Medi Prasad Singh, Resident of Village Nawada Bazar, P.S.- Rajoun, District- Banka.

... .. Petitioner

Versus

1. The State of Bihar through its Chief Secretary, Bihar, Patna.
2. The Chief Secretary, State of Bihar, Patna.
3. The Commissioner, Bhagalpur Division, Bhagalpur.
4. The Collector, Banka.
5. The S.D.O. Banka.
6. The Anchal Adhikari, Rajoun, District- Banka.
7. Raju Sharma, Son of Dhanik Sharma resident of Village Mahgama, P.S.- Rajaun, District- Banka.
8. Gajadhar Sharma, Son of Kaleshwar Sharma resident of Village Mahgama, P.S.- Rajaun, District- Banka.
9. Kalicharan Sharma, Son of Gajadhar Sharma resident of Village Mahgama, P.S.- Rajaun, District- Banka.

... .. Respondents

Appearance :

For the Petitioner/s	:	Mr. Mritunjay Prasad Singh, Adv.
For the State	:	Mr. Sajid Salim Khan, SC-25
		Mr. Atul Shankar, AC to SC-19

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 02-09-2024 The present writ petition has been filed
seeking the following reliefs:-

“1.(i) For issuance of writ of Mandamus commanding the respondent authorities to remove the entire encroachment from the land of road bearing Khata No. 29, Plot No. 39, situated at Village- Parmeshwarpur, Thana No.497,



Anchal-Rajoun, District-Banka which has been encroached by the respondents no. 7,8 and 9 by putting structures and planting trees etc.

(ii) For issuance of writ of Mandamus commanding the respondent authorities directing them to comply the order dated 17.03.2017, passed by the Lok Shikayat Nivaran Padhadhikari, Banka and order dated 22.09.2017 passed by the District Collector, Banka in Second Appeal and order dated 14.02.2020, passed by the Commissioner, Bhagalpur Division and order dated 08.12.2020, passed by the Additional Chief Secretary-cum-Second Appellate Authority, Revenue and Land Reforms, Patna, Bihar by which all the authorities have directed the Anchal Adhikari, Rajoun to remove the encroachment in question.

(iii) For issuance of direction to respondent authorities to take proper legal steps restraining the encroachers not to encroach the land of road in future.”



2. At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the District Magistrate, Banka for redressal of his aforesaid grievances. Liberty, so sought, is granted.
3. The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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