

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9712 of 2024

1. Lila Devi Wife of Naresh Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
2. Dooja Devi, Wife of Shiv Murat, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
3. Ghurvigan Ram, son of Dukhanti Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
4. Nathuni Ram, son of Baldeo Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
5. Rajendra Ram, son of Lal Muni Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
6. Kamalavati Devi, wife of Banarsi Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
7. Ram Murat Ram, son of Shivdat Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
8. Shiv Shankar Ram, son of Katwari Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
9. Bechan Ram, son of Raj Muni Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
10. Dharm Raj Ram, son of Kashi Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
11. Lal Munni Ram, son of Shyam Dev Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
12. Maha Raja Ram, son of Birbal Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
13. Shiv Murat Ram, son of Birbal Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
14. Chandrik Ram, son of Bhulai Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
15. Ram Nagina Ram, son of Ram Kunwar Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
16. Vakil Ram, son of Shiv Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
17. Shukvilas Ram, son of Kapil Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
18. Usha Devi, Wife of Jokhan Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
19. Lalita Devi, wife of Lakshman Ram, resident of Village-Kamhari, P.S.-Kudhani, District-Kaimur (Bhabhua).
20. Sudama Mushar, son of Jagdish Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.



21. Khakhanu Mushar, son of Banwari Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
22. Kariman Mushar, son of Etavaru Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
23. Bindu Mushar, son of Shankar Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
24. Nanku Mushar, son of Vikrama Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
25. Rajesh Mushar, son of Ram Bachan Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
26. Vahadur Mushar, son of Ramji Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
27. Khokha Mushar, son of Sita Ram Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
28. Manakiya Wife of Nandu, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
29. Rajesh Mushar, son of Ram Bachan Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
30. Lal Bahadur Mushar, son of Hukum Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
31. Ramdhani Mushar, son of Vikrama Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
32. Nanhku Mushar, son of Sudama Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
33. Dharmendra Mushar, son of Kishor Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
34. Kumar Mushar, son of Gulu Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
35. Kariman Mushar, son of Sarju Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
36. Malik Mushar, son of Murat Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
37. Muna Devi, Wife of Ram Chandra Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
38. Guddu Mushar, son of Sudama Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.
39. Manoj Mushar, son of Guma Mushar, resident of Village-Kudhani, P.S.-Kudhani, District-Kaimur.

... .. Petitioners

Versus

1. The State of Bihar
2. The Additional Chief Secretary, Home Department, Government of Bihar, Patna.



3. The Secretary, SC and ST Welfare, Government of Bihar, Patna.
4. The District Magistrate, Kaimur (Bhabhua).
5. The Additional Collector (Land Reforms), Kaimur, Bhabhua.
6. The Sub Divisional Magistrate, Mohania.
7. The Circle Officer, Nuaon, Kaimur (Bhabhua).

... .. Respondents

Appearance :

For the Petitioner/s	:	Mr. Jay Prakash Singh, Adv.
For the Respondent/s	:	Mr. Addl. Advocate General 12
For Respondent no.8	:	Mr. K.N. Choubey, Senior Counsel

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 18-11-2024 Heard learned counsel for the petitioners, learned Additional Advocate General, Mr. Khurshid Alam and the learned Senior Counsel appearing on behalf of the private respondent, Mr. K.N Choubey.

2. The learned counsel for the petitioners at the outset submit that the instant writ application has been filed seeking quashing of the order dated 07.03.2024 passed by the Collector-cum-District Magistrate, Kaimur, Bhabhua in Misc. (Ceiling) Case No.47 of 2021 whereby the Collector has directed for cancellation of Jamabandi and rent receipt of the petitioners who are landless persons and were settled on the surplus land declared in a ceiling case.

3. The learned counsel for the petitioners but then fairly submits that the order dated 07.03.2024 passed in Misc. (Ceiling) Case No. 47 of 2021 passed by Collector was



challenged before this Court in CWJC No.10186 of 2024 and the same was allowed by an order dated 25.07.2024 and the order of the Collector dated 07.03.2024 was quashed and the matter was remanded back to the Collector, on which the learned A.A.G submits that since the order impugned is no more in existence, as such the instant writ application has become infructuous.

4. At this stage, the learned counsel for the petitioners seek permission to withdraw the writ application with liberty to move at an appropriate stage, if required.

5. Permission is accorded.

6. With the aforesaid liberty, the writ application is dismissed as withdrawn.

7. The IA No. 02 of 2024 and 03 of 2024 are allowed.

(Satyavrat Verma, J)

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