

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10075 of 2023

1. Akhlaque Ahmad Son of Late Abdur Rauf, Resident of Village and P.O.-
Khairawa, P.S.- Chhauradano, District- East Champaran.
2. Aijaj Ahmad Son of late Abdur Rauf, Resident of Village and P.O.-
Khairawa, P.S.- Chhauradano, District- East Champaran.
3. Imtiyaz Ahmad Son of Late Abdur Rauf, Resident of Village and P.O.-
Khairawa, P.S.- Chhauradano, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Department of Land Reforms and Revenue,
Government of Bihar, Patna.
3. The Divisional Commissioner, Tirhut Division, Muzaffarpur.
4. The District Magistrate Motihari, District- East Champaran.
5. The Additional Collector cum Additonal District Magistrate, Motihari
District - East Champaran.
6. The Additional Collector (Revenue), Motihari District - East Champaran.
7. The Deputy Collector Land Reforms (DCLR), Raxaul at Motihari District -
East Champaran.
8. The Circle Officer, Chhauradano District - East Champaran.
9. The Circle Inspector, Chhauradano District - East Champaran.
10. Binod Kumar Son of late Phulena Prasad, Resident of village and P.O.-
Gariba, P.S.- Kalyanpur, District - East Champaran.
11. Shamim Ahmad Son of late Sekh Abid Hussain, Resident of Village and
P.O.- Khairawa, P.S.- Chhauradano, District- East Champaran.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Md. Anis Akhtar, Advocate
For the Respondent/s	:	Mr. Sajid Salim Khan (Sc 25)

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 05-04-2024 Heard learned counsel for the petitioners as also the

State.

2. The present writ petition has been preferred for the

following reliefs :-

“A. For issuance of an appropriate writ order or direction for setting aside the order dated 10-03-2023 (Annexure-10) passed by Additional Collector cum Additional District Magistrate Motihari District-East Champaran in Jamabandi Cancellation Case No- 634/2022-23 whereby Jamabandi No- 298 of village- Khairawa, under Thana No- 182 bearing Thana No- 65, 66, 66, 65, 156, 153,121 & 52, Khesra No- 1031, 742, 743, 1011, 1041, 642, 1137 & 1058 area 16 decimal, 60 decimal, 17 decimal, 26 decimal, 22 decimal, 23 decimal, 23 decimal, 50 decimal total area 2 acre 37 decimal running in the name of petitioners father since more that 60 years and rent receipts are being regularly paid, on the personal petition dated 21-11-2022 of one Binod Kumar son of late Phulena Prasad, resident of village & P.O- Gariba, P.S- Kalyanpur, District- East Champaran, local In-charge Circle Chhauradano Inspector

District-East Champaran has been virtually cancelled ignoring the status quo order dated 25-01-2021 passed in Title Suit No- 3/2020 by learned Munsif Raxaul at Motihari, District- East Champaran which was operating on that date and it has further been directed not to issue rent receipt till disposal of Title Suit No- 3/2020 which is/was related to only Khata No- 66, Plot No-742, area 1 katha 17 dhur pending in the court of learned Munsif Raxaul at Motihari, District- East Champaran and consequently online entry of all plots have been deleted.

B. For issuance of an appropriate writ order or direction directing the respondents to restore the Jamabandi No- 298 of village- Khairawa, under Thana No- 182 bearing Thana No- 65, 66, 66, 65, 156, 153,121 & 52, Khesra No- 1031, 742, 743, 1011, 1041, 642, 1137 & 1058 area 16 decimal, 60 decimal, 17 decimal, 26 decimal, 22 decimal, 23 decimal, 23 decimal, 50 decimal

total area 2 acre 37 decimal and issue rent receipt and further online incorporate the said lands in Jamabandi No- 298.”

3. Learned counsel for the petitioners submit that he shall be availing the remedy of appeal before appropriate authority.
4. Granting such liberty, the writ petition stands disposed of.

(Rajiv Roy, J)

anuradha/-

U			
---	--	--	--