

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5073 of 2015

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1. Mahanth Madan Kumar Das Son Of Late Mahanth Pancham Das. Mahanth Of Atiprachin Udasin Bari Sangat, Mohallah - Madhubani, P.S.- K.Haat, District - Purnea Bihar.
 2. Sri Sri 108 Ati Prachin Udasin Sangat, Mohallah - Madhubani, P.S.- K.Haat, District - Purnea, Throu

... .. Petitioner/s

Versus

1. Bharat Sanchar Nigam Ltd.
2. The Chief General Manager, Bharat Sanchar Nigam Limited, Sanchar Bhawan, G.P.O. Campus, Patna - 800
3. The General Manager, Bharat Sanchar Nigam Limited, Telephone Bhawan, New Market, Katihar - 854105.
4. The Chief Post Master General, G.P.O., Patna, Patna - 800001.
5. The Head Post Master, Head Post Office, New Market Road, Katihar - 854105.
6. The State Of Bihar Through The District Magistrate, Katihar, District - Katihar - 854105.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Raju Giri, Advocate
For the State	:	Mr.Majid Mahboob Khan, AC to AAG-12
For the Intervenor	:	Mr.Ashok Kr. Dubey, Advocate

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

5 26-09-2024

1. The present writ petition has been filed seeking the following relief(s):-

“1(i) To issue an appropriate writ/order/direction, to the Respondents to vacate and remove the illegal possession / construction made on the 2 (Two) Acres (Approx.) of the land which is part of 8.28 Acres of land appertaining to C.S. Khata No.23, Khesra No.182 & 183 of Mauza Saifganj,



District Katihar over which the Petitioner is having his right and title as held by the Hon'ble High Court at Patna in First Appeal No.270 of 1996.”

2. At the outset, the learned counsel for the petitioners seeks liberty on behalf of the petitioners to raise the issues, raised in the present petition, before the executing Court in Execution Case No.01 of 2015, pending before the learned Court of Sub-Judge-III, Katihar. Liberty so sought is granted.

3. The writ petition stands dismissed.

(Mohit Kumar Shah, J)

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