

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10920 of 2024

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Ved Prakash Chaurasia son of Late Om Prakash Chaurasia, Resident of Arya Samaj Mandir Road, Ward No-15, P.O.-Narkatiaganj, Police Station-Shikarpur, District-West Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through Chief Secretary, Government of Bihar, Patna.
2. The Additional Chief Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
3. The District Magistrate, West Champaran, Bettiah.
4. The Additional Collector, West Champaran, Bettiah.
5. The Sub-Divisional Officer, Bettiah, West Champaran.
6. The D.C.L.R. Bettiah, West Champaran.
7. The Circle Officer, Majhauriya, West Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Prashant Kumar, Advocate
For the Respondent/s : Mr.Addl. Advocate General (7)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 06-08-2024 1. The present writ petition has been filed seeking the following relief(s):-

“1(I) For a direction to the respondent authorities to get the encroachment removed from the public land/Road, appertaining to Khata no- 147, Kheshra- 315, Khata- 158, Kheshra- 316, and Khata no-147, kheshra no-317, Mauja- Haripakari, Thana No-241, situated in Majhauriya P.S., Anchal Majhauriya, District- West Champaran, which is a public land i.e Gairmajarua Aam/ Rasta/ Marghat (Cremation ground)/ Nala, which has



been encroached upon by private persons.

(II) For direction/directions commanding the respondents to proceed in furtherance of issuance of Notice u/s 3 of Bihar Public Land Encroachment Act 1956 and remove the encroachment.

(III) For a direction to the respondent authorities to take appropriate action against the officers who have deliberately created obstacle in removing the encroachment.”

2. At the outset, the learned counsel for the petitioner seeks a direction upon the Circle Officer, Majhauriya, West Champaran to dispose off the pending encroachment proceedings, initiated by him, vide Encroachment Case No.06 of 2020-21.

3. Per contra, the learned counsel for the respondent-State submits that in case the proceedings of the aforesaid encroachment case is still pending, the same shall be disposed off, within a stipulated time frame, as is fixed by this Hon'ble Court.

4. Having regard to the facts and circumstances of the case, I deem it fit and proper to direct the Circle Officer, Majhauriya, West Champaran to dispose off the aforesaid encroachment case by passing the final order under Section 6(1)



of the Bihar Public Land Encroachment Act, 1956, in accordance with law and after hearing the affected parties, within a period of six weeks of receipt/production of a copy of this order.

5. The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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