

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14179 of 2024

1. Jakhi Devi @ Jathi Devi @ Shumita Devi Wife of Pradip Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
2. Sanoj Singh, Son of Late Bhundi Singh, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
3. Yugal Yadav, Son of Late Karu Yadav, resident of Village- Ramanuj Bag, P.S.-Khudaganj, District- Nalanda.
4. Tuntun Yadav, Son of Late Shiyaram Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
5. Bhim Yadav, Son of Late Chandeswar Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
6. Krishna Yadav @ Krishna Prasad Son of Late Ramvrat Yadav @ Bhart Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
7. Shitaram Yadav, Son of Late Ramvrat Yadav @ Bhart Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
8. Shubelal Yadav, Son of Late Shahdeo Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
9. Shiyaram Yadav, Son of Shideswar Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
10. Rajendra Yadav, Son of Mahavir Yadav @ Baliram Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
11. Ramchandra Yadav, Son of Late Shahdeo Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
12. Mithlesh Prasad, Son of Late Ramvrat Yadav @ Bhart Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
13. Bholi Yadav @ Shayamlal Yadav, Son of Late Budu Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.
14. Kamlesh Prasad, Son of Late Bhim Yadav, resident of Village- Ramanuj Bag, P.S.- Khudaganj, District- Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Revenue and Land Reforms, Bihar, Patna.
2. The District Magistrate-cum-Collector, Nalanda at Biharsharif.
3. The Additional Collector, Nalanda at Biharsharif.
4. The Sub-Divisional Officer, Hilsa, District- Nalanda.
5. The Deputy Collector Land Reforms, Hilsa, District- Nalanda.
6. The Circle Officer, Islampur, District- Nalanda.



... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar Singh, Advocate
For the Respondent/s : Mr. Mahendra Pd. Verma, AC to SC-20

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 12-11-2024 Though the present writ petition has been filed for quashing of the notice dated 14.08.2024 issued by the Circle Officer, Islampur, District-Nalanda i.e. the respondent no. 6 in connection with Encroachment Case No. 15 of 2023-24, however, at the outset, the learned counsel for the respondent-State has referred to the counter affidavit filed in the present case to submit that the respondent no. 6 has already passed the final order dated 14.03.2024 under Section 6(1) of the Bihar Public Land Encroachment Act, 1956 (hereinafter referred to as the 'Act, 1956'), in connection with Encroachment Case No. 15 of 2023-24, hence in case the petitioners are so aggrieved, they may file appropriate appeal under Section 11 of the Act, 1956.

2. At this juncture, the learned counsel for the petitioners seeks liberty on behalf of the



petitioners to challenge the aforesaid order dated 14.08.2024, by filing appropriate appeal under Section 11 of the Act, 1956, however, seeks some protection during the interregnum period. Liberty, so sought, is granted.

3. It is needless to state that for a period of four weeks from today, status quo, existing as on today, qua the land/houses of the petitioners in question shall be maintained in order to enable the petitioners to file appropriate appeal and seek interim relief.

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

(Mohit Kumar Shah, J)

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