

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7285 of 2018

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Uday Kumar Alias Uday Kumar Gupta Son of Ram Kumar Prasad, Resident
of Village-Rajpur P.S.-Keshariya, District-East Champaran.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Collector, Motihari, East Champaran
2. S.D.O. Chakia Division, Motihari, East Champaran.
3. Anchaladhikari, Kalyanpur Block, Chakiya, Motihari, East Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Sunil Kumar No.III, Adv.
For the Respondent/s : Mr. Ram Shankar Prasad, AC to GP-14

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

8 05-10-2024 The present writ petition has been filed seeking the
following relief:-

“1. That this is an application for issuance of writ
in the nature of certiorari, order or orders,
direction or directions quashing the order dated
28.7.2017, passed by the respondent no. 1, in
Encroachment Case No. 47/11-12, whereby and
whereunder he has directed the respondent no.3
to remove the Encroachment and further direction
may be given to stay the operation of order dated
28.7.2017, passed by the respondent no. 1.

2. At the outset, the learned counsel for the petitioner seeks
liberty on behalf of the petitioner to approach the learned Civil
Court of competent jurisdiction, for the purposes of filing
appropriate suit, however, seeks some protection during the



interregnum period. Liberty, so sought, is granted.

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

4. Accordingly, the present writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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