

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13716 of 2023

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Munna Choudhary Son of Late Bigu Choudhary, Resident of Village- Darwan (Mallah Toli), Ward No.6, P.O. and P.S.-Mohania, District- Kaimur at (Bhabhua), At present Mantri Fishermen Co-operative Society Ltd., Mohania Block, District- Kaimur (Bhabhua).

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Revenue and Land reforms Department, Govt. of Bihar.
2. District Magistrate, Kaimur (Bhabua).
3. The Deputy Collector, Land Reforms Mohania, Kaimur (Bhabua).
4. The Anchal Adhikari, Mohania, (Kaimur), Bhabua.
5. Krishna Pandey, Son of Late Guru Charan Pandey Resident of Village- Bharkhar, P.S.- Mohania, District- Kaimur (Bhabua).
6. Parash Pandey, Son of Late Guru Charan Pandey Resident of Village- Bharkhar, P.S.- Mohania, District- Kaimur (Bhabua).
7. Shree Nanhaku Pandey, Son of Late Bachau Pandey Resident of Village- Bharkhar, P.S.- Mohania, District- Kaimur (Bhabua).
8. Shree Awadha Pandey, Son of Late Raja Ram Pandey Resident of Village- Bharkhar, P.S.- Mohania, District- Kaimur (Bhabua).

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Satish Kumar Singh, Advocate
For the Respondent/s : Mr.Rishi Raj Sinha (SC-19)
Mr. Atul Shanker, AC to SC-19

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

6 03-09-2024 The present writ petition has been filed
seeking the following reliefs:-

*“1. (I) For direction to Respondent
No.4 for removal of encroachment
from Khata No.439, Plot No.1515, area
0.64 decimal and Plot no.1511, area
2.25 decimal, recorded in R.S.*



Khatiyar as Anabad Sarv Sadharan and its nature is Pokhara and Tal.

(II) For issuance of a writ of Mandamus directing the Respondents No. 5, 6, 7, 8 to vacate the Pokhara and Tal where that land has been settled in the name of petitioner as Mantri Fishermen Cooperative Samittee Ltd., Mohania after deposit of rupees thirty three hundred for the financial year of 2023-2024.

(III) For issuance of writ directing the Respondent No.4 for delivery of possession in favour of the petitioner who is Mantri of Fishermen Cooperative Society Ltd. and the Tal and Pokhar is settled through the agreement."

2. Though it is the stand of the learned counsel appearing for the petitioner that the financial year for which fishing rights were granted in favour of the petitioner has now expired, however, since the petitioner has made investments, he be granted liberty to avail such other alternative remedies as are otherwise available under the law for the purposes of redressal of his subsisting grievances, if any. Liberty, so sought, is granted.



3. The present writ petition stands disposed
off.

(Mohit Kumar Shah, J)

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