

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16727 of 2024

1. Ramnaresh Yadav @ Ram Naresh Yadav Son of Ramlal Yadav Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.
2. Bitlesh Yadav, Son of Devnarayan Yadav Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.
3. Satyanarayan Yadav @ Satya Narayan Yadav, Son of Bachchu Yadav Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.
4. Deepak Kumar Sharma, Son of Ramprasad Mistri Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.
5. Alok Kumar, Son of Sukhendra Yadav Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.
6. Janeshwar Yadav, Son of Sohrai Yadav Resident of Village- Thanapur, P.S.- Goh, District- Aurangabad, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna, Bihar.
2. The Additional Chief Secretary, Department of Revenue and Land Reforms, Government of Bihar, Patna.
3. The Principal Secretary, Department of Land Records and Survey, Government of Bihar, Patna.
4. The Director General of Police, Bihar, Patna.
5. The Collector cum District Magistrate, Aurangabad, Bihar.
6. The Superintendent of Police, Aurangabad, Bihar.
7. The In Charge Officer, District Archives (Record Room), Aurangabad, Bihar.
8. The Sub Divisional Officer, Daudnagar, Aurangabad, Bihar.
9. The Circle Officer, Goh Block, Aurangabad, Bihar.
10. Devvansh Yadav @ Devansh Yadav, Son of Late Butu Yadav, Resident of Village - Thanapur, P.S.- Goh, District- Aurangabad, Bihar.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Diwakar, Advocate
For the Respondent/s : Mr. P. K. Shahi, Advocate General



CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 22-11-2024 The petitioner has an alternate remedy to proceed under the Bihar Public Land Encroachment Act, 1956. There cannot be maintained a Public Interest Litigation on the subject matter nor is the invocation of the extraordinary power possible; when there is such an alternate efficacious remedy available.

2. Present petition stands dismissed with the liberty aforesaid; without any observation on merits, or even the *locus standi* of the petitioner, which has to be decided by the Appropriate Authority under the Act of 1956.

(K. Vinod Chandran, CJ)

(Partha Sarthy, J)

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