

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16865 of 2024

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Ajay Yadav Son of Late Radha Kishun Yadav, resident of village - Bisen Tola,
Ward No. 12, P.S. and Circle- Jagdishpur, District- Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar through District Magistrate, Bhojpur (Ara).
2. The Deputy Collector, Land Reforms, Jagdishpur, Bhojpur (Ara).
3. The Sub Divisional Officer, Jagdishpur, Bhojpur (Ara).
4. The Circle Officer, Jagdishpur, Bhojpur (Ara).
5. Laxmina Devi, Wife of Chandan Kumar, Resident of village and P.O -
Saneya Barhatta, P.S. Jagdishpur, District - Bhojpur.
6. Trideva Devi, Wife of Dwarka Yadav, Resident of village and P.O - Saneya
Barhatta, P.S. Jagdishpur, District - Bhojpur.
7. Ram Lal Yadav, Son of Dudhnath Yadav, Resident of village and P.O -
Saneya Barhatta, P.S. Jagdishpur, District - Bhojpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Kunal Tiwary
For the Respondent/s : Mr.Additional Advocate General (9)

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL JUDGMENT

Date : 30-10-2024

In the instant petition, petitioner has prayed for the
following relief:-

*i. For issuance of a writ in the nature of
Mandamus directing and commanding the
Respondent Authorities in particularly the C.O.
Jagdishpur to inquire in light of the order dated
30.01.2023 passed by the Court of Deputy
Collector, Land Reforms, Jagdishpur, Bhojpur
in Mutation Appeal Case No. 67/2020-21, as to
how Jamabandi was created in favour of
Laxmina Devi (Respondent No. 5) on the basis
of rejected Mutation case and how Jamabandi*



was created in the favour of Laxmina Devi and receipts were issued in her name inspite of the admitted position that the Mutation Case filed by Laxmina Devi was rejected by the learned Court below.

ii. For any other relief/reliefs for which the petitioner is entitled to.

2. Learned counsel for the petitioner submits that in mutation case, the petitioner's contention has not been taken into account by the Circle Officer, Jagdishpur. He further submits that petitioner has appealed before the DCLR, and he has given certain direction to the Circle Officer but said direction has not been complied by the concerned Circle Officer.

3. Learned counsel on behalf of State submits that petitioner has not annexed any document that he has approached the Circle Officer regarding the direction given by the DCLR. He further submits that petitioner has directly rush to this Court without availing appropriate remedy which is available, if the order of superior authority is not complied.

4. In the light of aforesaid facts and circumstances of the case, the present writ is not maintainable

5. Accordingly, the present writ petition stands disposed of, reserving liberty to the petitioner to approach the appropriate forum for execution of the order passed by DCLR, Jagdishpur.



If petitioner submits his representation before the appropriate authority within four weeks from the date of receipt of this order, the concerned authority is directed to hear the petitioner and the parties concerned after giving due opportunity and pass appropriate order expeditiously, as per law.

(Alok Kumar Pandey, J)

vashudha/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.10.2024
Transmission Date	NA

