

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16359 of 2024

Sanjay Singh @ Munna Singh Son of Late Devnandan Singh Resident of
Village- Asha Bigha Post Office- Bhadwa Bazar Police Station Rafiganj,
District- Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Land Reforms Department, New Secretariat, Patna.
2. The District Magistrate, Aurangabad.
3. The Sub Divisional Officer, Aurangabad.
4. The Circle Officer, Rafiganj, District-Aurangabad.
5. The Anchal Amin, Circle Office, Rafiganj, District-Aurangabad.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh, Advocate
For the Respondent/s : Mr. Amit Bhushan, AC to GP-17

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 05-12-2024

At the outset, the learned counsel for the respondent-State seeks to file a supplementary counter affidavit, copy whereof has already been filed on line. Let the same be kept on record.

2. Though the present writ petition has been filed for quashing the notice dated 24.09.2024, issued by the Circle Officer, Rafiganj, District-Aurangabad i.e. the respondent no. 4 in connection with Encroachment Case No.32 of 2022-23, however, at the outset, the learned



counsel for the respondent- State has referred to the supplementary counter affidavit filed in the present case to submit that the respondent no. 4 has already passed the final order under Section 6(1) of the Bihar Public Land Encroachment Act, 1956 (hereinafter referred to as the 'Act, 1956,') on 25.09.2024, hence in case the petitioner is so aggrieved, he may file appropriate appeal under Section 11 of the Act, 1956.

3. At this juncture, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to challenge the aforesaid order dated 25.09.2024, passed by the respondent no. 4, by filing appropriate appeal under Section 11 of the Act, 1956, however, seeks some protection during the interregnum period. Liberty, so sought, is granted.

4. It is needless to state that for a period of four 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 appeal and seek



interim relief.

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

(Mohit Kumar Shah, J)

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