

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15625 of 2023

Ashok Rai Son of Chulhayi Rai, Resident of Village - Sothgama, Ward No. 1,
P.S. Vidyapati Nagar, District - Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Revenue and Land Reforms, Govt. of Bihar, Patna.
2. The District Magistrate-cum-Collector, Samastipur.
3. The Additional Collector, Samastipur.
4. The Circle Officer, Circle Vidyapatnagar, District Samastipur.
5. The Halka Karamchari, Anchal Vidyapatnagar, District - Samastipur.
6. Shiv Balak Sahni, Son of Bhola Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
7. Ram Baran Sahni, Son of Late Ayodhna Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
8. Vishnu Sahni, Son of Late Jay Narayan Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
9. Bhulla Sahni, Son of Binder Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
10. Arun Sahni, Son of Mahesh Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
11. Dinesh Sahni, Son of Sita Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
12. Suresh Sahni, Son of Late Ayodhya Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
13. Budhan Sahni, Son of Late Gaya Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
14. Jawahar Sahni, Son of Late Jhapsi Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.
15. Gango Sahni, Son of Late Jhapsi Sahni, Resident of Sothgama, Ward No. 7, P.S. - Vidyapati Nagar, District - Samastipur.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Wasi Ahmad Khan, Advocate
For the Respondent/s : Mr.Rishi Raj Sinha (Sc 19)

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 03-05-2024 1. The present writ petition has been filed seeking the following relief(s):-



“1(i) For issuance of writ in the nature of Mandamus commanding the respondents to remove the encroachment from the public land i.e. land of Sothgama Village, Thana No. 112, Khesra No. 2936 which is the public road which has been encroached by the private respondents by constructing the pucca and foos house and villagers including the petitioner are in great difficulty while passing the public road.

(ii) For issuance of writ in the nature of Mandamus commanding the respondent No. 3 to initiate an encroachment proceeding under Bihar Land Encroachment Act, 1956 against the private respondents and after following the due procedure removed the encroachment from the public land.”

2. After some arguments, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the Cicle Officer, Circle Vidyapatinagar, District Samastipur for redressal of his aforesaid grievances. Liberty so sought is granted.

3. The writ petition stands disposed off.

(Mohit Kumar Shah, J)

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