

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16362 of 2023

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Dwarika Sharma Son of Late Ram Prasad Sharma, Resident of Village/Town-
Parsathua P.S.- Kochas, District-Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary. Revenue Department, Bihar, Patna.
2. The Secretary, Revenue Department, Old Secretariat, Patna.
3. The Director, Revenue Department, Old Secretariat, Patna.
4. The District Magistrate-cum-Collector, Kaimur (Bhabua)
5. The Deputy Development Commissioner, Patna.
6. The Deputy Collector, Revenue, Kaimur (Bhabua)
7. The Additional District Magistrate, Kaimur (Bhabua).
8. The Sub-Divisional Magistrate-cum-S.D.O., Kaimur (Bhabua).
9. The Circle Officer, Kudara, District-Kaimur (Bhabua)
10. Dhanraji Devi, wife of Vakil Sah Resident of Village/Town- Parsathua, P.O.- Dangari, Gram Panchayat-Katharai, P.S.-Kochas, Block-Kochas, District-Rohtas.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Saroj Kumar, Advocate Dr. Iti Suman, Advocate
For the Respondent/s	:	Mr.Raj Kishore Roy (GP-18)

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 07-05-2024 The present writ petition has been filed
seeking the following reliefs:-

*“1. I) For issuance of a writ of
Mandamus and/or any other
appropriate writ/direction/order
commanding the respondents no.
4,6,7,8 and 9 to initiate encroachment
proceeding under the relevant*



provision of the Bihar Public Land Encroachment Act against the private responding who is not only encroaching and blocking the right of the only way/passage of the petitioner but also a large number of people owning the neighboring plot of land.

II) For the issuance of a writ of Mandamus directing the respondents no.4,6,7, 8 and 9 to ensure status quo at Plot number 23 Mauza Sasana, P.S -Kudara, District-Kaimur at Bhabua which is the subject matter of the present litigation and not to allow any construction on the above mentioned plot of land till the final adjudication of the present writ petition.

III) For the issuance of a writ of Mandamus directing the respondents no. 4,6,7,8 and 9 to remove encroachment in front of the petitioner purchased residential land in equally to the eastern length touching to plot nos. 23 about 15 fit way/passage to link the petitioner's land with the National Highway."

2. After some arguments, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the respondent no. 9 i.e. the



Circle Officer, Kudara, District-Kaimur, for redressal of his aforesaid grievances. Liberty, so sought, is granted.

3. Accordingly, the present writ petition stands disposed off.

(Mohit Kumar Shah, J)

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