

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3517 of 2017

1. Bihar State Sugar Corporation Limited through its Managing Director came Office, News Secretariat, Vikas Bhawan, Patna
2. The Managing Director - Bihar State Sugar Corporation Limited, Camp office, New Secretariat Vikas Bhawan, Patna
3. Bihar State Sugar Corporation, Siwan Unit, Siwan through its General Manager, Camp Office, Vikas Bhawan, News Secretariat, Patna

... .. Petitioner/s

Versus

1. The State Of Bihar through the Divisional Commissioner, Saran at Chapra
2. The Divisional Commissioner, Saran at Chapra
3. The Collector, Siwan
4. The Addl. Collector, Siwan
5. The D.C.L.R., Siwan
6. The Circle Officer Hussainganj, District Siwan District
7. Dr. Harun Ahmed, Son of Late Latif Ahmed,
8. Bibi Tahzuban Nissa, Wife of Late Rehan,
9. Bibi Kamrun Nissa, Wife of Jafarul Aslam,
10. Aisha Khatoon, Wife of Mahboob, All residents of K.B. Nursing Home Babuniya Road, P.S. Siwan, Town and District - Siwan
11. Smt. Sunita Verma, Wife of Sri Jitendra Nath, resident of Naya Bazar Siwan, P.O. P.S. Town and District - Siwan
12. Smt. Draupadi Dwivedi, Wife of Sri Ram Adiwas Dwivedi, resident of village - Ugo, P.S. Raghunathpur, District - Siwan
13. Subhash Chandra Prasad, Son of Kapoor Chand Prasad, resident of Nishi Agency, Gola Road, Hospital More, P.S. Town and District - Siwan

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Gyan Shankar
For the Respondent/s	:	Mr.Rishi Raj Sinha-Sc19
For BSSC	:	Mr.Gyan Shankar, Adv.
		Ms.Ankita Roy, Adv.

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

6 17-03-2025

Heard the parties.

2. The present writ petition has been filed by the



petitioner for following reliefs:-

(i) for setting aside the order dated 20.06.2012 passed by the respondent commissioner of Saran Division in Mutation Revision Case No. 79/2005-06, as instituted at the instance of respondents IInd set herein, whereby and whereunder the court of respondent commissioner with grave jurisdictional error treating the said mutation Revision as "second revision" allowed the same by setting aside the Revisional order passed by the collector, siwan District in Mutation Revision Case No. 284/1999 and whereby the parties were further directed by the court of commissioner outcome of the to wait for the existing suits pending before the Sub-Judge, Chapra and also granted liberty to the parties to file fresh petition for mutation before the Circle Officer which would be disposed in accordance with new Bihar Mutation Law 2011.

(ii). For directing the respondent Circle Officer not to entertain any mutation proceeding over the land in question.

(iii). For stay of operation of impugned order dated 20.06.2012 during pendency of the present proceeding.

3. The Divisional Commissioner, exercising his revisional jurisdiction, passed the impugned order dated 20.06.2012 in Mutation Revision Case No. 79/2005-06. The impugned order has been passed after coming into force of the Bihar Land Tribunal Act, 2009, and as per Section 9 of the Bihar Land Tribunal Act, 2009, the impugned order may be challenged before the Bihar Land Tribunal.



4. Since alternative remedy is available to the petitioner, I do not find it proper to interfere with the impugned order in writ jurisdiction.

5. Accordingly, the writ petition is disposed of with the liberty aforesaid.

(Nawneet Kumar Pandey, J)

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