

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL REVIEW No.164 of 2025

In
Civil Writ Jurisdiction Case No.9239 of 2019

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1. Shyam Sundar Kumar @ Shyam Sundar Kumar Manjhi, Male, aged about 55 years, son of Late Shiv Bhajan Manjhi resident of Village- Shabri Nagar, P.S. Rupaspur, P.O-Dhanaut, Sahay Nagar, District Patna.
 2. Rekha Devi, female, aged about 58 years, wife of Jogindra Manjhi resident of Village- Shabri Nagar, P.S. Rupaspur, P.O-Dhanaut, Sahay Nagar, District Patna.
 3. Rajmuni Devi, female, aged about 48 years, wife of Awadh Bihari Ram resident of Village- Shabri Nagar, P.S. Rupaspur, P.O-Dhanaut, Sahay Nagar, District Patna.
 4. Kailash Manjhi, male, aged about 50 years, son of Sohray Manjhi resident of Village- Shabri Nagar, P.S. Rupaspur, P.O-Dhanaut, Sahay Nagar, District Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate-cum-Collector, Patna.
2. The District Magistrate-cum-Collector, Patna.
3. The Circle Officer, Danapur, Patna.
4. The Sub-Divisional Officer, Patna.
5. The Circle Officer, Patna Sadar, Patna.
6. The Sub-Divisional Officer, Patna Sadar Patna.
7. The Senior Superintendent of Police, Patna.
8. Dr. Amit Kumar Singh Son of Sri Ajit Kumar Singh, resident of Mohiuddin Nagar, P.S-Mohiuddin Nagar, District-Samastipur.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar, Advocate
For the Opposite Party/s	:	Advocate General
For Resp. No. 8	:	Mr. Sanjay Kumar Mishra, Sr. Advocate
		Mr. Deepak Kumar Singh, Advocate
		Mr. Manas Rajdeep, Advocate
		Mr. Shubham Kumar Upadhyay, Advocate

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and

HONOURABLE MR. JUSTICE S. B. PD. SINGH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

3 23-07-2025 The review petitioners have filed the present
application to review the order dated 30.04.2019. The review



petitioners are not parties to CWJC No. 9239 of 2019. The Co-ordinate Bench while disposing CWJC No. 9239 of 2019 passed the following order -

“If what has been stated by the petitioner in his representation enclosed to the writ petition at Annexure-1 is correct, then it means the lumpens are thumbing nose at the administration in clear violation of not only the Bihar Prohibition and Excise Act but also the provisions of the Encroachment Act.

Accordingly to the petitioner, who is a doctor, the government lands, the details of which are mentioned in his representation, have not only been encroached but are being used for having drinking session.

Matter is serious and requires examination at the level of the District Magistrate, Patna who is accordingly directed to examine and consider the grievance of the petitioner raised at Annexure – 1 and take appropriate action in accordance with law, preferably within a period of three months from the date of receipt/production of a copy of this order.

Writ petition is disposed of with the direction above.”

2. In not complying the order of this Court *Dr. Amit Kumar Singh* has filed contempt petition. During the pendency of the contempt petition, the concerned authority has not complied the order of this Court *namely* the District Magistrate, Patna. Resultantly, in order to overcome contempt of court



proceedings, he is stated to have issued show cause notice to such of those persons whose rights are likely to be affected including the review petitioners. In the light of the fact that review petitioners have been provided an opportunity before the District Magistrate, Patna and there is no specific direction of this Court in the order dated 30.04.2019 so as to displace the review petitioners, therefore, present civil review petition is not entertainable even after lapse of about more than five years. In the light of these facts and circumstances, review petitioners are hereby directed to submit their explanation or reply to the show cause notice stated to have been issued by the District Magistrate, Patna, if it is not submitted as on this day. Their reply and documents, if any, shall be taken note of by the competent authority while finalizing the matter.

3. With the above observation, present civil review petition stands disposed of as not maintainable.

4. Pending I.A., if any, stands disposed of.

(P. B. Bajanthri, J)

(S. B. Pd. Singh, J)

GAURAV S./-

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