

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1286 of 2021

Arising Out of PS. Case No.- Year-0 Thana- District- Patna

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Raunak Kumar Son Of Arbind Pathak, Resident Of Village And P.O.-
Chirra, P.S.- Naubatpur, Near Surya Mandir, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Old Secretariat Patna, Bihar
2. The Director General of Police, Sardar Vallabhbhai Patel Bhawan, Bailey Road, Patna. Bihar
3. The District Magistrate, Chhagu Bag, Patna. Bihar
4. The Senior Superintendent of Police, North Gandhi Maidan, Patna. Bihar
5. The Sub Divisional Officer, Danapur, Patna. Bihar
6. The Inspector, Janipur Police Station, Patna. Bihar
7. The Circle Officer, Block Office, Phulwari, Patna. Bihar
8. The Registrar, Registrar Office, Chajju Bag, Patna. Bihar
9. Santosh Kumar Singh Son of Late Nirdhin Singh Resident of Village and P.O.- Chirra, P.S.- Naubatpur, Near House of Mukhiya Jee, Patna - 801109.
10. Vinay Singh Son of Late Dayal Singh Resident of Village and P.O.- Chirra, P.S.- Naubatpur, Near House of Mukhiya Jee, Patna - 801109.
11. Sinjay Singh Son of Late Ram Dayal Singh Resident of Village and P.O.- Chirra, P.S.- Naubatpur, Near House of Mukhiya Jee, Patna - 801109.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Chandra Bhushan Singh, Advocate
For the State : Md. Iqbal Asif Niazi, AC to GP-5

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

7 18-09-2025 The present writ petition has been preferred by the petitioner seeking direction to the Respondent Nos. 9 to 11 to restrain from *Goondagardi* in Plot No. 428, Khata No. 162, Rakwa 85 decimal situated in Halka Kariyaa, Mauja-Naharpura,



Anchal- Phulwarisharif and District-Patna.

2. Petitioner is also seeking direction to Respondent No.8 to restrain from fraud and false deed. The petitioner is further seeking direction to Respondent No.7 to restrain from issuing false rent receipt on the basis of forged documents. He is also seeking direction to Respondent No.5 for proceeding under Sections 107, 144 and 147 of the Cr.PC against the Respondent Nos. 9,10 and 11.

3. Heard the parties on the point of admission.

4. I find that apparently, the present writ petition is not maintainable. There is alternative efficacious remedy for the relief, as sought for, by the petitioner in this writ petition. The petitioner has liberty to file appropriate civil suit for restraining the private respondents from disturbing him in his peaceful possession of the property. He can also initiate criminal proceeding against private respondents who are committing fraud. For initiation of proceeding under Sections 107, 144 and 147 of Cr.PC, the petitioner has already remedy to initiate proceeding before the local area Executive Magistrate.

5. Hence, the present writ petition is dismissed as non-maintainable, on account of availability of efficacious alternative remedy to the petitioner.



6. The petitioner is, however, at liberty to take needful steps, as advised.

(Jitendra Kumar, J.)

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