

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16375 of 2025

1. Sri Narayan Rai Son of Late Damodar Rai, Resident of Village Bithouli, P.S. Baheri, District Darbhanga.
2. Hem Kumari Devi @ Hem Kumari Raiyani, Wife of Sri Narayan Rai, Resident of Village Bithouli, P.S. Baheri, District Darbhanga.
3. Sunil Kumar Ray, Son of Radha Raman Rai, Resident of Village Bithouli, P.S. Baheri, District Darbhanga.
4. Ramesh Chandra Yadav, Son of Mahendra Yadav, Resident of Village Bithouli, P.S. Baheri, District Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reforms Department, Patna, Bihar.
2. The Principal Secretary, Department of Panchayati Raj, Government of Bihar, Patna, Bihar.
3. The Principal Secretary, Department of Building Construction, Government of Bihar, Patna.
4. Executive Engineer, Building Construction Division, Darbhanga, Department of Building Construction.
5. The Collector cum District Magistrate, Darbhanga, District Darbhanga.
6. The Sub Divisional Magistrate, District Darbhanga.
7. The Block Development Officer, Baheri, P.S. Baheri, District Darbhanga.
8. The Circle Officer, Baheri, P.S. Baheri, District Darbhanga.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Nazir Alam, Advocate
For the Respondent/s	:	Mr.Mujtabaul Haque, G.P.-12
		Mr. Vasant Vikas, AC to G.P.-12

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 10-11-2025 Heard the parties.

2. The present petition has been preferred for the following relief/s:

(i) for issuance of an appropriate writ/order/direction including a writ in the



nature of the Mandamus directing the respondent authority to stop construction of Panchayat Sarkar Bhawan over the (i) petitioner No.1 namely Sri Narayan Rai land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khosra No. 20 (old), R.S. Khosra No. 29, Jamabandi No. 49, Area 4 Kathas, (H) petitioner No. 2 namely Hem Kumari Devi Hem Kumari Raiyani land situated at Mauja Bithouli, Thana No. 125, Anchal Bahori, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 14/83, Area 4 Kathas, (iii) petitioner No. 3 namely Sunil Kumar Ray land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20



(old), R.S. Khesra No. 29, Jamabandi No. 24, Area 5 Katha 5 Dhur;

(ii) for issuance of an appropriate writ/order/direction including a writ in the nature of Mandamus commanding respondent Collector, Darbhanga to hand over the possession to (i) petitioner No.1 namely Sri Narayan Rai of land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 49, Area 4 Kathas, (ii) petitioner No. 2 namely Hem Kumari Devi @Hem Kumari Raiyani land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 14/83, Area 4 Kathas, (iii) petitioner No. 3 namely Sunil Kumar Ray land situated at



Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 24 A, Area 5 Katha 5 Dhur & (iv) petitioner No. 4 namely Ramesh Chandra Yadav land

situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 24 A, Area 5 Katha 5 Dhur;

(iii) for issuance of an appropriate writ/order/direction including a writ in the nature of Mandamus directing the respondent authorities not to interfere with the right, title and interest of (i) petitioner No.1 namely Sri Narayan Rai land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S.



Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 49, Area 4 Kathas, (ii) petitioner No. 2 namely Hem Kumari Devi @ Hem Kumari Raiyani land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 14/83, Arca 4 Kathas, (iii) petitioner No. 3 namely Sunil Kumar Ray land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316. (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 46, Area 5 Katha 5 Dhur & (iv) petitioner No. 4 namely Ramesh Chandra Yadav land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khosra No. 20 (old), R.S..



*Khesra No. 29. Jamabandi No. 24 A, Area 5
Katha 5. Dhur;*

(iv) for issuance of an appropriate writ/order/direction including a writ in the nature of Mandamus directing the respondent authorities not to interfere with the long standing Jamabandi and possession of the (1) petitioner No.1 namely Sri Narayan Rai land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri. District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khosra No. 29, Jamabandi No. 49, Area 4 Kathas, (ii) petitioner No. 2 namely Hem Kumari Devi Hem Kumari Ralyani land situated at Manja Dithouli, Thana No. 125. Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 14/83, Area 4 Kathas, (iii) petitioner No. 3 namely Sunil



Kumar Ray land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No 6586, Khata No. 316 (old) R.S. Khata No. 768, Khesra No. 20 (old), R.S. Khosra No. 29, Jamabandi No. 46, Area 5 Katha 5 Dhur & (iv) petitioner No. 4 namely Ramesh Chandra Yadav land situated at Mauja Bithouli, Thana No. 125, Anchal Baheri, District Darbhanga appertaining to Tauzi No. 6586, Khata No. 316 (old) R.S. Khata No. 768, Kheara No. 20 (old), R.S. Khesra No. 29, Jamabandi No. 24 A. Area 5 Katha 5 Dhur;

(v) for grant of such other relief/reliefs as the petitioner will be found entitled to in the facts and circumstances of the instant case.

3. It has been pointed out by learned State Counsel that Title Suit No. 200 of 2025 is pending before a competent Civil Court and even the order of the Collector, the same has not been challenged.



4. Upon query, learned counsel for the petitioners submit that they have preferred an appropriate petition before the Title Court but the same has not been taken to its logical conclusion. He submits that the petitioners shall be pursuing the aforesaid matter.

5. In that background, the writ petition is disposed of allowing the petitioners to raise all the points before the competent Civil Court in Title Suit No. 200 of 2025.

6. It is expected that the Court concerned, if such petition is pending, shall be taking the same to its logical conclusion.

(Rajiv Roy, J)

Ravi/-

U			
---	--	--	--

