

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3326 of 2023

In
Civil Writ Jurisdiction Case No.611 of 2023

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Md. Noman Rahmani Son of Md. Masiuzzama, Resident of Village-Zamira,
Kochpokhar, P.S.-Barsoi, District-Katihar.

... .. Petitioner/s

Versus

1. The State of Bihar through Mr. Brajesh Malhotra, Principal Secretary, Revenue and Land Reforms Development, Government of Bihar, Patna.
2. Mr. Rajwinder Singh Bhati, Director General of Police, Bihar, Patna.
3. Mr. S. Sidharth, Principal Secretary, Department of Homes, Government of Bihar, Patna.
4. Mr. Ravi Prakash, District Magistrate, Katihar.
5. Mr. Jitendra Kumar, Superintendent of Police, Katihar.
6. Mrs. Smt. Renu, Circle Officer, Barsoi, District Katihar.
7. Mr. Arvindra Kumar, S.H.O. Barsoi, Katihar.
8. Abdul Hai, son of Late Zahiruddin, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
9. Abdul Kayum, son of Late Zahiruddin, Resident of Village- Zamira, P.S.-Barsoi, Distt.-Katihar.
10. Md. Rizawan Alam, son of Late Mohamdul Hasan, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
11. Md. Rihan Alam, son of Late Mohamdul Hasan, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
12. Reza Alam, son of Late Mohamdul Hasan, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
13. Rakib Alam, son of Late Mohamdul Hasan, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
14. Rezaul Bari, son of Late Mohamdul Hasan, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
15. Taufik Rahmani, son of Late Abdul Sukur, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
16. Md. Tauhid Rahmani, son of Late Abdul Sukur, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
17. Taufir Ahmad Rahmani, son of Late Abdul Sukur, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
18. Md. Mukhtar Alam, son of Late Md. Alauddin, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
19. Md. Maksud Alam, son of late Md. Alauddin, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.



20. Md. Mahmud Alam, son of Late Md. Alauddin, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.
21. Md. Sadik, son of Md. Atik, Resident of Zamira, P.S.-Barsoi, Distt.-Katihar.
22. Md. Faiyaz Rafiki, son of Md. Rafik, Resident of Zamira, P.S.-Barsoi, Distt.-Katihar.
23. Md. Fasiuzzama, son of Late Sadiruddin Resident of Zamira, P.S.-Barsoi, Distt.-Katihar.
24. Suresh Das, S/o Late Jotin Chandra Das, Resident of Village-Zamira, P.S.-Barsoi, Distt.-Katihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binay Kumar, Advocate

For the Opposite Party/s : Mr.Saurabh Kumar, AC to SC-19

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

4 27-06-2025 Heard learned Counsel for the petitioner and learned Counsel for the State.

2. Learned Counsel for the petitioner submits that show-cause has been filed and from the show-cause it is submitted that Section 107 Cr.P.C. proceeding has been drawn and till pendency of the 107 Cr.P.C. proceeding, it has been reported that both parties are living peacefully and, therefore, it has been dropped. Counsel submits that this is not the real reflection of the said Rule, namely, Bihar Maintenance & Welfare of Parents and Senior Citizens Rules, 2012.

3. Learned Counsel for the State submits that after receiving the representation, peaceful possession from both the parties have been maintained and, therefore, the proceeding has been dropped.



4. In this view of the matter, this Court finds that there is no need of continuation of the M.J.C. petition. This M.J.C. petition is hereby dropped. However, if the petitioner being a Senior Citizen shall be disturbed, he shall always liberty to move under the said rule, namely, Bihar Maintenance & Welfare of Parents and Senior Citizens Rules, 2012, before the Superintendent of Police, Katihar, as per the statue.

5. Accordingly, the M.J.C. application stands dismissed.

(Dr. Anshuman, J)

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