

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3537 of 2026

1. Kamaldeo Rishideo Son of Late Sarayug Rishideo Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
2. Kendula Devi, Wife of Shyam Sundar Paswan Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
3. Shashi Prakash Verma, Son of Gajendra Prasad Verma Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
4. Satya Prakash Verma, Son of Gajendra Prasad Verma Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
5. Jay Prakash Verma, Son of Gajendra Prasad Verma Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
6. Ranjeet Kumar Dutta, Son of Late Larimi Dutta Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
7. Archana Devi, Daughter of Late Rameshwar Sharma/ Wife of Bechan Sharma Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
8. Reeta Devi, Wife of Gopi Sah Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
9. Meena Devi, Wife of Kailash Podar/ Daughter of Ram Swaroop Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
10. Bal Krishna Yadav, Son of Late Guneshwar Yadav Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
11. Jai Kishan Yadav, Son of Late Guneshwar Yadav Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
12. Naval Yadav, Son of Late Guneshwar Yadav Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
13. Bimal Yadav, Son of Late Guneshwar Yadav Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
14. Bed Prakash Yadav, Son of Late Guneshwar Yadav Resident of Village-Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
15. Renu Mishra, Wife of Suman Mishra Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
16. Ajay Kumar Shrivastava, Son of Uma Nath Srivastava Resident of Village-



- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
17. Ranju Devi, Wife of Shankar Prasad Gupta Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 18. Chandrakala Devi, Wife of Ramesh Kumar Karn Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 19. Dharmendra Rishidev, Son of Late Holilal Rishidev Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 20. Kailaash Rishidev, Son of Shaini Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 21. Yogendra Kumar Paswan alias Krishna Kumar Paswan, Son of Shiv Shankar Paswan Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 22. Bhola Pandit Pranai, Son of Late Buchan Pandit Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 23. Salkhi Devi, Wife of Gyanand Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 24. Chandrakala Devi, Wife of Ganga Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 25. Ritu Kumari, Daughter of Shankar Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 26. Pankaj Kumar, Son of Mahendra Nath Verma Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 27. Gopal Kumar, Son of Mahendra Nath Verma Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 28. Rakhi Kumari, Daughter of Chirantan Kumar Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 29. Saket Kumar Srivastava, Son of Sushil Kumar Srivastava Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 30. Anupam Mishra, Son of Suman Mishra Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 31. Chulhai Razak, Son of TinKouri Razak Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 32. Shankar Rishideo, Son of Gayanand Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.
 33. Sangita Kumari, Daughter of Doman Rishideo Resident of Village- Basantpur, Tola Jaiprakash Nagar, Ward No.- 07, P.O. and P.S.- Araria, District- Araria.

... .. Petitioner/s

Versus



1. The State of Bihar through the Additional Chief Secretary, Land Reforms Department, Government of Bihar.
2. The District Magistrate, Araria.
3. The Deputy Collector Land Reforms, Araria.
4. The Circle Officer, Araria, District Araria.
5. The Chairman, Bihar Bhoodan Yagana Committee, Patna.
6. The Office Secretary, District Bhoodan Committee, Araria, District Araria.

... ... Respondent/s

Appearance :

For the Petitioner/s : Mr. Jai Vardhan Narayan, Advocate
For the Respondent/s : Mr. Rajni Kant Singh, Advocate
For BBYC : Mr. Manish Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

4 06-07-2026 Heard the parties.

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

issue an appropriate writ, order or direction declaring and confirming that the land comprised in Village Basantpur, District Araria, stood duly vested in the Gram Sabha by virtue of Gazette Notification dated 25.05.1981 under the Bihar Gramdan Act, 1965 and Bihar Gramdan Rules, 1966, and that the Gram Sabha alone is the lawful authority to manage, regulate and distribute the said land.

issue an appropriate writ, order or direction restraining the respondents from interfering



with the peaceful possession, enjoyment and occupation of the petitioners over their respective holdings, which stand duly allotted by the Gram Sabha, Jai Prakash Nagar, Araria, and are evidenced by Pramaan Patras, mutation entries, house numbers allotted by the Nagar Parishad, electricity connections installed by NBPDC, and rent receipts issued by the competent authorities.

Issue an appropriate writ, order or direction declaring that any attempt to unsettle or cancel the petitioners' allotments or mutations without affording them opportunity of hearing is violative of the principles of natural justice, particularly the doctrine of audi alteram partem, and is unconstitutional, arbitrary and void.

Grant liberty to the petitioners, in view of the factual background and the finality of the orders passed in CWJC No. 969 of 2013 and LPA No. 1172 of 2014, to move before the competent civil court for ventilating their genuine and bona fide grievances touching



upon title or possession, if so required in law.

Pass such further order(s) or direction(s) as may be deemed fit and proper in the facts and circumstances of the case to secure the ends of justice.

3. After some argument, learned counsel for the petitioner submits that they be given liberty to approach the competent civil court for redressal of the grievance.

4. Learned counsel representing the Bihar Bhoodan Yagna Committee submits that in the particular facts and circumstances, the only remedy lie before them to approach the competent civil court.

5. In that background, accepting the contention of the parties and allowing the petitioners to approach the competent civil court, the writ petition is disposed of.

(Rajiv Roy, J)

Ravi/-Ankita

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