

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3407 of 2026

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Shambhu Kumar Jha Son of Late Chandra Kishore Jha, Residence of Village-
Akhtiyarpur Balbhadra, P.S- Sarairanjan, District- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary Government of Bihar Main Secretariat Patna.
2. The Principal Secretary, Road construction, Government of Bihar Vikash Bhawan, Baily Road Patna.
3. The Principal Secretary, Rural works Department, Government of Bihar Vishweshwaraiya Bhawan, Bailey Road Patna.
4. The Collector-Cum-District Magistrate Samastipur Collectorate, Samastipur.
5. The Circle Officer Sarairanjan Block, Distt- Smastipur.
6. The Assistant Engineer Rural works Department Sarairanjan Block, Distt- Samastipur.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Sujit Kumar Singh, Advocate
For the State	:	Mr. Additional Advocate General (9)
	:	Mr. Anil Kumar Verma, AC to AAG-9

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 16-03-2026 Heard Mr. Sujit Kumar Singh, learned counsel for

the petitioner and Mr. Anil Kumar Verma, learned AC to AAG-9

representing the State.

2. The present petition has been preferred for the
grant of following relief(s):

*“(i) issuance of a direction/ Order or
proper writ in to nature of a writ of mandamus
commanding the respondents remove the
encroachment from the land of the petitioner.*



(ii) issuance of a direction/ order on writ in the nature of a writ of mandamus commanding the respondents to remove the encroachments of the Government land which is situated in the boundary of the land of the petitioner and shift the bricks road on that land.

(iii) issuance of a direction/directions order/orders to which the petitioner may be found entitled to in the facts and circumstances of the case.”

3. The prayer/grievance of the petitioner shows that it has to be taken up/considered and to be decided by the respondent no.4, the Collector, Samastipur.

4. In that background, with the consent of the parties, the writ petition is disposed of directing the petitioner to approach the aforesaid respondent in next eight weeks by filing a proper petition alongwith supporting documents.

5. In case, it is filed, the Collector, Samastipur shall be taking up the matter and after hearing the parties and will be disposing of the matter at an earliest.

6. In case, the grievance of the petitioner is found to be correct, the Collector, Samastipur shall also be fixing



responsibility against the respondents who have illegally used the land of the petitioner.

7. The writ petition is disposed of with the aforesaid observation.

(Rajiv Roy, J)

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