IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.1199 of 2025
In
Civil Writ Jurisdiction Case No.18107 of 2024

CNR No. BRHC010319342025

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Ranvijay Kumar S/o Kapil Ram, Resident of Mohalla- Bhupatipur, Ward No. 30, Patna, Nagar Nigam, Post- Dehelwan, P.S.- Ramkrishna Nagar, District- Patna, Bihar.

... ... Petitioner/s

Versus

1. The State of Bihar through namely Mr. Amit Lal Meena, the Chief Secretary, Government of Bihar, Patna.
2. The Collector-cum- District Magistrate, namely Mr. Chandra Shekhar Singh, Patna.
3. The Circle Officer, Phulwarisharif, namely Mr. Sunil Kumar, Patna.

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Jitendra Pd. Singh, Sr. Advocate
: Mr. Varun Krishna Singh, Advocate
: Mr. Venkatesh Kaushik, Advocate
For the Opposite Party/s : Mr. Rajesh Kumar, GP-18

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

6 28-10-2026 Heard the parties.

2. The present application has been preferred:

"for initiation of contempt proceeding against the contemnors/opposite parties for their willful disobedience of the order dated 02.12.2024 passed in CWJC No. 18107 of 2024."

3. In this case, though the Circle Officer, Phulwarisharif has already passed an order and in that background, assurance was given that the encroachment shall be

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removed, the development that has taken place and brought on record is/are that the respondent in the writ petition (from which the contempt petition arises) challenged the order of the Circle Officer, Phulwarisharif before the Collector, Patna in Encroachment Appeal No.1007 of 2024-25 which has been dismissed on 12.09.2026.

4. The contention is that against the said order, the encroachers have preferred a review petition before the Collector, Patna, which is presently pending.

5. The second submission is that CWJC No. 14984 of 2026 (Bipat Yadav & Ors. vs. State) was preferred which has been disposed of on 05.10.2026 with a direction that till the review application is disposed of, status quo on that day shall be maintained.

6. This Court is of the view that when the matter has traveled beyond the jurisdiction of the Circle Officer, Phulwarisharif and the Collector, Patna has already stamped over it, a Writ Court has granted its status quo, for the present, no further step can be taken.

7. However, since the petitioner was not a party in the writ petition in the case of Bipat Yadav(Supra), liberty is granted to him to move afresh after the disposal of review petition

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pending before the Collector, Patna.

8. The personal appearance of Priyanka Kumari, Circle Officer, Phulwarisharif stands dispensed with.

9. The present contempt petition stands disposed of.

(Rajiv Roy, J)

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