

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7005 of 2026

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Md. Farooque @ Md. Farooque Hasan Son of Md. Mustafa Hassan, Resident
of Mohalla- Jiwdhara, Pipra Factory, P.S.- Bajariya, District East Champaran.
... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Urban Devp. and Housing Development Department, Bihar, Patna.
2. The District Magistrate, East Champaran, Motihari.
3. The Superintendent of Police, East Champaran, Motihari.
4. Sri Saurav Suman Yadav, the Municipal Commissioner, Motihari Municipal Corporation, East Champaran, Motihari.
5. Ms. Priti Gupta, Mayor, Motihari Municipal Corporation, East Champaran, Motihari.
6. Sri Ahat Shamul Haque, Ward Councilor, Ward No.- 22, Motihari Municipal Corporation, East Champaran, Motihari.
7. Sri Rohan Ranjan Singh, the Circle Officer, Banjariya, East Champaran, Motihari.
8. Sri Indrajeet Paswan, Station House Officer, Banjariya Police Station, East Champaran, Motihari.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vinay Ranjan, Advocate
For the Respondent/s : Mr. Government Pleader (04)

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 22-06-2026 Heard the parties.

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

*“for issuance of a Writ in the nature of
mandamus commanding and directing the
respondent authorities to immediate vacate the land
of the petitioner over which the aforesaid respondent
authorities after gain over from the residents behind
the land of the petitioner forcefully constructed PCC
Road over the land of the petitioner and further*



directing the respondent authorities to take appropriate legal action against the respondent no. 4 to 8 and further for issuance of any other appropriate writ or writs, order or orders it may deem fit and proper by this Hon'ble Court.”

3. At the outset, learned State counsel Mr. Manish Kumar has taken this Court to the Annexure incorporated by the petitioner himself which is addressed to the S.P., East Champaran, Motihari and it shows that the matter relating to the land in question, is pending before the learned Sub-Judge-IX, Mothihari vide Title Suit No. 851 of 2016 and the submission is that all the points that the petitioner want to raise here, can very well be presented before the concerned Court for proper appreciation.

4. This Court is in full agreement with the submission put forward by the learned State counsel.

5. Allowing the petitioner to take up the facts/pleas before the concerned Court where the Title Suit No. 851 of 2016 is pending, the writ petition stands disposed of.

(Rajiv Roy, J)

Adnan/-

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