

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1163 of 2022

Arising Out of PS. Case No.-589 Year-2021 Thana- RAJIVNAGAR District- Patna

Rajeev Ranjan, Son of late Rajendra Prasad, R/O Rajiv Nagar Sahkari
Niraman Samiti Ltd., Digha Ghat, P.S.- Digha, Dist.- Patna

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Department of Home Affairs, Government of Bihar
2. The Director General Of Police, Bihar
3. The Inspector General Of Police, Patna
4. The Senior Superintendent Of Police, Patna
5. The City Superintendent Of Police, Patna
6. The Deputy Superintendent Of Police, Patna Sadar, Patna
7. The Station House Officer, Rajeev Nagar Police Station, Patna
8. The Executive Officer, Bihar State Housing Board, Patna
9. Ranjit Kumar Ranveer, Assistant Engineer, Digha Camp, Bihar State Housing Board, Parmandal-3, Patna
10. Smt. Usha Devi, Wife Of Shri Rameshwar Prasad, Address Not Given in Petition
11. Rajesh Singh, Son Of Shri Rameshwar Prasad, Address Not Given in Petition
12. Surya Bhushan Singh, Son of Shri Dinesh Singh, R/O Rajiv Nagar, Patna
13. Ghanshyam Rai, Son of Sheela Nath Rai, R/O Akhara Gali, P.S.- Digha, Dist.- Patna
14. Parmeshwar Rai, Son of Raman Rai, R/O Akhara Gali, P.S.- Digha, Dist.- Patna
15. Arjun Kumar, Son of Vishwanath Yadav, R/O Village- Pokhara, P.S.- Maharajganj, Dist.- Siwan
16. Birendra Kumar, Son Of Brij Narayan Rai, R/O Pipa Pul, P.S.- Digha, Dist.- Patna
17. Shivji Kuma, Son of Lalbabu Prasad, R/O Gosaitola, P.S.- Patliputra, Dist.- Patna
18. Santosh Kuma, Son Of Kapil Deo Rai, R/O Naharpar, Musahari, P.S.- Digha, Dist.- Patna
19. Akshaya Kumar @ Bakhera Rai, Son Of Uma Rai, R/O Yaduvanshi Nagar, Akhara Gali, P.S.- Digha, Dist.- Patna
20. Jitendra Kumar, Son Of Braj Narayan Rai, R/O Pipa Pul, P.S.- Digha, Dist.- Patna

... .. Respondent/s



Appearance :

For the Petitioner/s	:	None.
For the State	:	Mr. Fazle Karim, AC to SC-3
For the Private Respondent	:	Mr. Vishwanath Prasad, Advocate.
For Respondent 13 and 18	:	Mr. Vijay Kumar Sinha, Advocate Mr. Satyendra Bhatnagar, Advocate. Mr. Krishna Murari Prasad, Advocate.

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

9 18-06-2026 Nobody is present on behalf of the Petitioner.

However, learned counsel for the State as well as Respondents are present.

2. The present writ petition is yet to be admitted.

3. Perused the material on record.

4. I find that the present writ petition has been preferred by the Petitioner seeking direction to the Respondents/State Instrumentalities to prevent the Private Respondents from illegal construction upon the subject land which allegedly belongs to the Petitioner. The Petitioner is also seeking demolition of illegal construction done upon the said land.

5. The prayer of the Petitioner clearly shows that the present writ petition is totally abuse of the process of the Court. The efficacious alternative remedy is available to the Petitioner by way of preferring appropriate civil suit before competent Civil Court for decree of injunction against the Private Respondents, but because of misconception of law, this writ



petition has been filed.

6. As such, this writ petition is liable to be dismissed with exemplary cost.

7. However, the Court is restraining from imposing any cost, but dismissing the present writ petition with liberty to the Petitioner to move appropriate Court with appropriate proceeding.

8. Hence, present writ petition stands dismissed, accordingly.

(Jitendra Kumar, J)

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