

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12914 of 2025

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Ramashray Chouhan Son of Late Ramroup Chouhan, Resident of Village-
Ramgarh, P.O.- Mopha, P.S. - Mehus, District- Sheikhpura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The District Magistrate, Sheikhpura.
3. The Sub Divisional Officer, Sheikhpura.
4. The Circle Officer, Circle Office, Ghat Kusumbha, Sheikhpura.
5. Dukhi Mistri, Son of Late Mado Mistri, Resident of Village- Ramgarh, P.O.-
Mopha, P.S. - Mehus, District- Sheikhpura.
6. Kundan Mistri, Son of Late Krishn Mistri, Resident of village- Ramgarh,
P.O.- Mopha, P.S.- Mehus, District- Sheikhpura.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Amresh Kumar, Adv.
For the Respondent/s : Mr.Government Pleader (22)

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 12-05-2026 Heard learned counsel for the petitioner and learned
counsel for the Respondent-State.

2. The instant writ application has been filed for the
following relief(s):-

*“I. For issuance of writ in the nature of
Mandamus for a direction to the respondent
authorities to remove the encroachment made in
Khata No. 131, Khesra No. 09 (Gair Majarua*



Land) situated at Village- Ramgarh which has been encroached by the local villagers and due to that the local inhabitants facing hardship.”

3. The petitioner is directed to file a fresh representation with regard to the encroachment, in question, giving full details of the persons, who have made construction over the land and creating obstruction over the public road by blocking the same.

4. It is expected that once such an application for removal of the encroachment is filed by the petitioner, then the Circle Officer, Ghat Kusumbha, Sheikhpura, will initiate the appropriate proceeding under Section 3 of the Bihar Public Land Encroachment Act, 1956 and, after giving notice to all concerned, necessary orders shall be passed, adjudicating the issues, in question, and once it is found that the land, in question, is a public land and the same has been encroached by the private persons, the same shall be made encroachment free within the time so allowed under the statute.

5. It is expected that the entire exercise shall be carried out and concluded within the time stipulated under the Act from the date of initiation of proceeding under Section 3 of the Bihar Public Land Encroachment Act, 1956.



6. With the aforesaid observation and direction, the writ petition stands disposed of.

(Ajit Kumar, J)

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