IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13019 of 2023

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Sunil Kumar S/O Late Ram Chandra Prasad @ Lal Babu, Resident of Mohalla- Pethiya, Phulwarisharif, District-Patna.

... ... Petitioner/s

Versus

1. The State of Bihar Bihar.
2. The District Magistrate Cum Collector, Patna.
3. The Deputy District Collectory Cum - Public Complain Redressal Officer - Cum - First Appellate Authority Patna, District Patna.
4. The Officer in Charge, Phulwarisharif District Patna.
5. Anita Devi W/O Late Anil Kumar, Resident of Pethiya Bazar, P.O. and P.S. Phulwarisharif, District Patna.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Pankaj Kumar, Adv.
For the Respondent/s : Mr. Sajid Salim Khan (Sc 25)

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 28-04-2026 Heard the parties.

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

(i) For issuance of an appropriate writ in the nature of certiorari for quashing he order dated 24.7.2023 passedd by respondent No.3 in Public Complain No.52821012103230450 9/1A Whereby and where under respondent No. 3 has been directed the respondent No. 4 to restore the possession of respondent No. 5 in residential house of petitioner.

(ii) For issuance of an appropriate writ in the nature of MANDAMUS

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Commanding and directing the respondent authority to restrain in execution of order of Respondent no.3 because respondent No. 3 had no jurisdiction to see the possession ad dispossession of any person particularly when a partition Suit bearing T.S. no.114/1973 is pending in which vide order dated 24.7. 78 parties were directed to maintain statuesque.

(iii) Further for issuance of any other writ/writs order/ orders direction/ directions for which petitioner shall be found entitled Under the facts and circumstances of the case.

3. Mr. Pankaj Kumar, learned counsel for the petitioner prays for withdrawal of the petition.

4. Accordingly, the writ petition is dismissed as withdrawn.

(Rajiv Roy, J)

Vijay Singh/-

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