IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17079 of 2026

CNR No. BRHC011029702026

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Kapleshwar Yadav Son of Late Anup Lal Yadav, Resident of Village and Post Baljora, Ward No. 3, Near School, Talha Garhia, P.S. Triveniganj, District Supal.

... ... Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Department of Revenue and Land Reforms, Government of Bihar, Old Secretariat Building, Patna.
2. The Divisional Commissioner, Koshi Division, Saharsa.
3. The District Magistrate, Supaul.
4. The Additional District Magistrate, Supaul.
5. The Deputy Collector Land Reforms, Supaul.
6. The Circle Officer, Triveniganj, Supaul.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Jai Vardhan Narayan, Advocate
For the Respondent/s : Mr. Ajay Mishra, SC-07

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL JUDGMENT
Date : 18-11-2026

Heard learned Counsel for the petitioner and learned Counsel for the State.

2. The present writ petition has been filed with the following reliefs:-

"I. For issuance of an appropriate writ, order or direction in the nature of certiorari for quashing the impugned orders dt. 6/3/2018 passed by the Additional District

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Magistrate, Supaul in Jamabandi Cancellation Case Nos. 64/2017 and 08/2017-18, the appellate order dated 18.10.2023 passed by the District Magistrate, Supaul in Jamabandi Cancellation Appeal Case No. 18/2019, and the revisional order dated 09.03.2026 passed by the Divisional Commissioner, Koshi Division, Saharsa in Jamabandi Cancellation Revision Case No. 09/2024, whereby Jamabandi No. 529 standing in the name of the petitioner has been illegally cancelled.

II. For issuance of a writ in the nature of mandamus commanding the respondents to restore Jamabandi No. 529 in the name of the petitioner and to recognize his lawful raiyati rights flowing from the parmanagi settlement of 1940, registered sale deed No. 7641 dated 18.08.1985, and mutation order in Case No. 41/1989-90.

III. For any other consequential reliefs deemed fit and proper in the facts and circumstances of the case, including protection of his possession and enjoyment of the raiyati land, so as to secure the ends

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of justice.

IV. To pass such other order(s) as may be deemed fit and proper in the facts and circumstances of the case, to secure the ends of justice."

3. Learned Counsel for the State raised preliminary objection and submits that remedy against the original order passed by Additional Magistrate, Supaul in Jamabandi Cancellation case, the appellate order passed by the District Magistrate, Supaul in Jamabandi Cancellation Appeal and the revisional order passed by the Divisional Commissioner, Koshi Division, Saharsa in Jamabandi Cancellation Revision case are available firstly before the Bihar Land Tribunal and then to the High Court.

4. In this view of the matter, this Court without entering into the merit or demerit of this case, disposes off the instant writ petition with liberty to the petitioner to avail the remedy before the Bihar Land Tribunal.

(Dr. Anshuman, J)

Mkr./-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	19.11.2026
Transmission Date	

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