IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16899 of 2026

CNR No. BRHC011126122026

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1. Jayant Singh @ Jayant Kumar sons of Late Uday Kumar @ Uday Kumar Singh@uday Singh resident of village and Post-Masaurha, PS.-Paliganj, District- Patna.
2. Ajit Singh @ Ajit Kumar son of Late Uday Kumar @ Uday Kumar Singh@uday Singh resident of village and Post-Masaurha, PS.-Paliganj, District- Patna.

... ... Petitioner/s

Versus

1. The State of Bihar through the Secretary, Department of Revenue and Land Reforms Govt. of Bihar, Patna.
2. Deputy Collector, Land Reforms, Paliganj, Patna.
3. The Circle Officer, Paliganj, Patna.
4. Anjani Kumar, Son of Nand Kishore Sharma, Resident of Village and Post-Masaurha, P.S.- Paliganj, District- Patna.
5. Nand Kishore Sharma, Son of Late Ram Naresh Singh, Resident of Village and Post- Masaurha, P.S.- Paliganj, District- Patna.

... ... Respondent/s

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Appearance :
For the Petitioner/s : Mr. Arun Sharma, Advocate
For the State : Mr. Radhika Raman, GA-11

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 23-11-2026 Heard the parties.

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

"(i) for that the petitioners crave indulgence of this Hon'ble Court for issuance of appropriate writ/writs order/orders direction/ directions in the nature of certiorari for quashing the memorandum no. 3676 dated 30.09.2026 issued

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by Circle Officer Paliganj, Patna as contained in Anneuxre-P/10 whereby and whereunder Circle Officer, Paliganj had wrongly and illegally misconstrued and held that Hon'ble High Court, Patna in its order dated 09.02.2026 passed in CWJC No. 1997 of 2026 (Jayant Singh @ Jayant Kumar & ors. Vs. The State of Bihar & Ors.) had validated the order dated 13.01.2026 passed by Deputy Collector Land Reforms Paliganj (in short D.C.L.R.) in Bihar Land Dispute Resolution (in short (B.L.D.R.) Case No.44/2025-26 (Nand Kishroe Sharma Vs. Jayant Singh & Ors.) in a proceeding u/s 4(1)(h) of Bihar Land Dispute Resolution Act as contained in Annexure-P/7 and directed the petitioners to comply the order aforesaid and vacate the land premises which was subject matter of aforesaid B.L.D.R. Case No.44/2025-26 i.e. Land of Khata No.888, Plot No.1286 area 2.666 decimal situated in Mauza Masaurha, Thana No.305, present Circle and Thana Paliganj, District-Patna.

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(ii) for issuance of an appropriate writ/ writs, order/ orders, direction/ directions to restore the land premises of the petitioners as described in para-1(i) in Case the petitioners are forcibly dispossessed by the authorities from their land aforesaid.

(iii) for that to pass any order/ orders, direction/directions, command/ commands directing the respondents to not interfere in the peaceful possession of the petitioners over the land in question and its use.

(iv) for that the impugned memorandum No. 3676 dated 30.09.2026 issued by respondent no.3 be declared as illegal, arbitrary, coercive and without jurisdiction.

(v) for that the official respondent be directed to not to take any coercive step in the light of the impugned memorandum contained in Annexure-P/10 till final disposal of the writ application.

(vi) for commanding the respondent to maintain status quo over the land in dispute till

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final disposal of the writ application.

(vii) for to hold that the order dated 09.02.2026 passed in C.W.J.C. No. 1997 of 2026, totality and spirit had held that the revenue authorities have no power to decide the complicated question of title and possession and as the order dated 13.01.2026 passed by in D.C.L.R. in B.L.D.R. Case No. 44/2025-26 (Annexure-P/6) is based on the finding that for the said disputed land in question two sale deeds were executed and in such circumstances where question of title is involved over the piece of land the Revenue officer don't have jurisdiction to decide.

(viii) for that to hold that the order dated 09.02.2026 passed in CWJC No. 1997/2026 had held for no interference over the possession of the land in question as on date.

(ix) for any other relief/reliefs for which petitioners are entitled in the eyes of law and this Hon'ble Court may deem fit and proper as the fact and circumstances of this case."

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3. After some argument, learned counsel for the petitioners submit that in view of the order passed by the Writ Court on 09.02.2026 in CWJC No.1997 of 2026 (Jayant Singh @ Jayant Kumar & Ors. vs. The State of Bihar and Ors.), they be granted liberty to approach the competent Civil Court for the redressal of the grievance.

4. Granting said liberty and without commenting on the merit of the case, the writ petition is disposed of.

(Rajiv Roy, J)

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