



IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.24713 of 2018

Ajay Paswan @ Vijay Paswan son of Krishna Paswan, resident of Village-
South Sangat, P.S. - Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The District Magistrate, Patna.
3. The Sub Divisional Magistrate, Patna.
4. The Circle Officer, Phulwarisharif, District - Patna.
5. The Officer-in-Charge, Phulwarisharif, District - Patna.
6. Suraj Paswan, son of Rajendra Paswan, resident of Village- South Sangat,
P.S.- Phulwarisharif, District - Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Vijay Kumar Mishra, Advocate
For the State	:	Mr. Sajid Salim Khan, SC-25

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 02-12-2025 Heard the parties.

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

*“for issuance of direction to the
respondent nos. 4 and 5 The Circle Officer,
Phulwarisharif as well as Officer-in-Charge,
Phulwarisharif with effect that the private
respondent no.6 Suraj Paswan did not violate
easmentary right of the petitioner by way of
Blocking the water of drainage and use of way.,
which is make him order dated 25.11.2015
passed in Land Measurement Record No.*





*29/2015-16. by the Circle Officer,
Phulwarisharif on the land in Mauza Phulwari
bearing Tauji No. 5190, Khata No.801, Plot No.
2348 area 0-1-0(One katha).”*

3. At the outset, learned State counsel submits that it is a private dispute between the parties relating to the movement of the drainage water and the same can be adjudicated before an appropriate authority/competent Civil Court and not in the writ jurisdiction.

4. This Court has gone through the prayer and has to take note of the submissions put forward by learned State counsel.

5. At this stage, learned counsel for the petitioner submits that he shall be taking recourse by filing an appropriate petition before appropriate authority/competent court for the redressal of the grievance.

6. Granting said liberty, the writ petition is disposed of.

(Rajiv Roy, J)

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