



2025:PATHC:102928

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.18764 of 2025

Satendra Upadhyay S/o Sri Damodar Upadhyay Resident of Mohalla-Lakhibagh, Dalmiya Compound, Road No. 01, P.S. Muffasil, District - Gaya (Bihar)

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar
2. The Principal Secretary, Department of Home, Govt. of Bihar, Patna
3. The Principal Secretary, Department of Revenue and Land Reforms, Govt. of Bihar, Patna
4. The Director General of Police, Bihar
5. The District Magistrate, Gaya
6. The Senior Superintendent of Police, Gaya (Bihar)
7. The Additional Collector, Gaya (Bihar)
8. The Circle Officer, Bodh Gaya, Gaya (Bihar)
9. The Officer Incharge, Magadh University Police Station, Bodh Gaya, Gaya (Bihar)

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Tiwary, Advocate
For the Respondent/s : Mr. Shiv Kumar, AC to GA-3

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 24-11-2025 Heard the parties.

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

“(i) For direction be issued to the respondent no. 08, the Circle Officer, Bodh Gaya, Gaya and respondent no. 09, the Officer In-charge of Magadh University Police Station, Bodh Gaya, Gaya to comply the order bearing letter no. 705





dated 01.08.2005 issued by the respondent no. 07, Additional Collector, Gaya by way of restraining the illegal construction over the land of the Petitioner bearing Thana No. 417, Khata No. 106, Khesra No. 239, 240, situated at Mauza- Motihari, P.S. Bodh Gaya, Circle - Bodh Gaya, District- Gaya.

(ii) For any other relief/reliefs as Your Lordship may deem fit and proper in the facts and circumstances of the case.”

3. At the outset, learned State counsel has taken this Court to the letter no. 705 dated 01.08.2025 (Annexure-P2 to the writ petition). Before that the Appeal No. 38 of 2020 is pending before the Collector, Gayaji.

4. Learned counsel for the petitioner submits that the appeal is pending for last five years and has not been taken to its logical conclusion forcing him to file a contempt petition. However, he is unable to give the details of the said contempt petition.

5. With the consent of the parties, the writ petition stands disposed of directing the Collector, Gayaji to take up the Appeal Case No. 38/2020, if it is still pending, and after hearing





all the parties, the same has to be taken to its logical conclusion
preferably by 31st of March, 2026.

(Rajiv Roy, J)

Adnan/-

U			
---	--	--	--

