



2025:PATHC:102929

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.18773 of 2025**

1. Jayram Bind Son of Lakshmi Bind, Resident of Village- Kalyanpur, P.S.- Paliganj, District- Patna (Bihar) 801110.
2. Baleshwar Bind, Son of Late Haricharan Bind, Resident of Village- Kalyanpur, P.S- Paliganj, District- Patna (Bihar) 801110

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Rural Development Department, Government of Bihar, Patna.
2. The District Magistrate, Patna.
3. The Sub-Divisional Officer, Paliganj, Patna.
4. The Deputy Collector, Land Reforms, Paliganj, Patna.
5. The Block Development Officer, Dulhin Bazar, Patna.
6. The Circle Officer, Dulhin Bazar, Patna.
7. Smt. Rekha Devi, Pramukh, Dulhin Bazar, Patna.

... .. Respondent/s

**Appearance :**

|                      |   |                                                             |
|----------------------|---|-------------------------------------------------------------|
| For the Petitioner/s | : | Mr. Vinay Mistry, Advocate<br>Mr. Sanket, Advocate          |
| For the Respondent/s | : | Mr. Sunil Kumar Mandal, SC-3<br>Mr. Bipin Kumar, AC to SC-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 issuance of a writ in the nature of mandamus directing the Respondent authorities not to make construction of "Vivah and Mandal" "Panchayat Sarkar" over the land appertaining to Khata No. 234, Khesra No. 422, Thana No. 291,*





*Measuring an area 30 decimals situated at Mauza-Rakasia, P.S.- Dulhin Bazar, District- Patna on the basis of the List of "Foundation and Inauguration" of "Vivah Mandal" and "Panchayat Sarkar" dated 02.10.2025 as the petitioners are the rightful owner of the aforesaid land on the basis of a Deed of Settlement dated 05.06.1950 and Jamabandi has been opened in favour of the mother of petitioner no.1 and since then the petitioners have been coming in peaceful & exclusive possession thereon in the facts and circumstances of this case.*

*(ii) For issuance of a writ in the nature of mandamus directing the respondent authorities to cancel the Work Order, if any, has been issued for construction of "Vivah Mandal" and "Panchayat Sarkar" over the aforesaid land of the petitioners in the facts and circumstances of this case.*

*(iii) For issuance of other writ (s), order(s), direction(s) as your Lordships may deem fit and proper in the facts and circumstances of the case.*





3. Learned counsel for the petitioners submits that knowingly, the State Government is trying to construct “*Vivah Mandal/Panchayat Sarkar*” over their *raiyati* lands and the same has been brought to the notice of the Collector, Patna (Annexure-P-6 to the writ petition) but the apprehension is that now that the assembly election is over, they will resort to construction.

4. Learned State counsel submits that the petitioners have already moved before the Collector, Patna (respondent no. 2) and the petition shall be taken to its logical conclusion.

5. This Court had taken note of the fact that there is no receiving and/or any speed post receipt to confirm whether the petition was preferred on 07.10.2025 or not.

6. In that background, learned counsel for the petitioners are well advised to file a fresh petition in next four weeks before the Collector, Patna (respondent no. 2) alongwith all the supporting documents who shall be taking up the matter and after hearing the parties, shall take the matter to its logical conclusion at an earliest.

7. The writ petition stands disposed of with the aforesaid observation.

8. Annexure-1 is the sale deed which is in *Kaithi*, is





definitely unreadable. However, under what circumstance, it went scot free and was not put under the defective category, the Office has to explain.

**(Rajiv Roy, J)**

Adnan/-

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