



IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.373 of 2026

Md. Mumtaz Ahmad S/o Late Haji Mohammad Mumtaz Ahmad, Resident of Village-Pachatti, P.S.-Bodhgaya, Dist Gaya Ji.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Revenue and Land Reform Department, Patna.
2. The Principal Secretary, Revenue and Land Reform Department, Govt. of Bihar, Patna.
3. The Commissioner, Magadh Division, Gaya Ji.
4. The Collector, Gaya Ji.
5. The Deputy Collector Land Reforms, Sadar, Gaya Ji.
6. The Sub Divisional Magistrate, Sadar, Gaya Ji.
7. The Circle Officer, Bodh Gaya.
8. Md. Shamimuddin alias Naki Langri, S/o Nanki Langri, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.
9. Md. Jawed alias Nanki Langri, S/o Zahir Mian, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.
10. Md. Shafaque, S/o Md. Shamimuddin alias Langri, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.
11. Md. Qasaf, S/o Md. Shamiuddin alias Langri, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.
12. Md. Sad, S/o Md. Shamimuddin alias Langri, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.
13. Umar Farooque alias Azam, S/o Md. Shamimuddin alias Langri, Resident of Village-Pachatti, P.S.-Bodh Gaya, Dist Gaya Ji.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Amar Alam, Advocate
	:	Mr. Majid Mahboob Khan, Advocate
For the State	:	Mr. Manoj Kumar Ambastha, SC-26
	:	Mr. Santosh Kumar Mishra, AC to SC-26

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 19-01-2026 Heard the parties.

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

“(i) for issuance of appropriate writ(s)





thereby commanding and directing the respondent No. 06 to execute its own order dated 19.01.2021 passed in Misc. Case No 257/2019 U/S 133 Cr.P.C. (Md. Mumtaz Ahmad V/s Md Shamimuddin) whereby while allowing the said case in favour of the petitioner said Respondent No. 06 has directed the Respondent No-07 to get the encroached rasta free from encroach as out by initiating encroachment case against the Respondent No. 8 to 13 who are encroachers upon 18 x 247 Feet rasta situated in Khata No. 0 249/947, Plot No. 2296/2297 at Mauza-Miabigha, P.S Bodhgaya, Dist - Gaya Ji.

(ii) For also issuance of appropriate writ(s) thereby commanding upon the respondent No 7 to comply the order direction dated 19/01/2021 passed in Misc. Case No-257/2019 by starting Encroachment proceedings against the Respondent nos 8 to 13 and to get the aam rasta measuring 18 x 247 feet in Khata No 249/947, Plot nos 2296/2297 at Mouza-Miabigha, P.S.-Bodhgaya, free from





encroachment nos. 8 to 13.

(iii) for also restraining the respondent nos 8 to 13 from making any kind of constructing and/or alienating the aam rasta measuring 18 x 247 ft. on plot nos 2296/2297 of the said land.

(iv) for grant of any other relief(s) which the petitioner may be entitled to in the facts and circumstances of the case.”For grant of any other relief (s) which the petitioner may be entitled to in the facts and circumstances of the case.

3. After some arguments, learned counsel for the petitioner submits that he shall be approaching the appropriate authority for the redressal of the grievance.

4. Learned State counsel has no objection.

5. In that background, granting said liberty, the writ petition is disposed of.

(Rajiv Roy, J)

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