

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 4015 of 2023

Kedar Prasad Gupta, S/o Late Bhikhari Prasad Gupta, R/o Village Palganj, P.O. & PS Pirtand, District Giridih

.... **Petitioner(s).**

Versus

- 1.The State of Jharkhand
- 2.Deputy Commissioner, Giridih
- 3.Sub-Divisional Officer, Dumri, Giridih
- 4.Circle Officer, Pirtand, Giridih
- 5.Amit Kumar Jain, S/o Late Manohar Lal Jain, R/o Village Madhuban Bispanthi Kothi, P.O. & P.s. Madhuban, District Giridih

... **Respondent(s).**

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s)	: Mr. Ajit Kumar, Advocate Ms. Manjulika Horo, Advocate
For the State	: Mr. Rishabh Kaushal, AC to G.P.-II
For the Resp No.5	: Mr. Shailendra Kr. Singh, Advocate

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08/ 18.03.2026: **I.A. No.7950 of 2025**

It has been submitted that sole petitioner has died on 19.02.2025 during pendency of this writ petition, thus the substitution is necessary.

2. The names of legal heirs and successors of sole petitioner are mentioned in the paragraph No.6 of this application, which are as follows:-

- (i) *Smt. Prabha Devi, aged about 73 years (widow)*
 - (ii) *Sujit Kumar Gupta, aged about 55 years*
 - (iii) *Ajit Kumar Gupta, aged about 52 years*
 - (iv) *Ranjit Kumar Gupta, aged about 48 years*
 - (v) *Pradip Kumar Gupta, aged about 43 years*
 - (vi) *Manmeet Kumar Gupta, aged about 40 years*
- All are residents of village Palganj, P.O. & PS Pirtand, District Giridih*

3. Considering the aforesaid submission made by learned counsel for the petitioners and fact that learned counsel for the respondent does not oppose the substitution, this I.A. No.7950 of 2025 is allowed.

4. Consequently, the name of the sole petitioner be deleted from

the cause-title and in place of him, the names of his legal heirs and successors as mentioned above be substituted.

5. Let necessary correction be made by the learned counsel for the petitioner in the cause-title of this petition in red ink in course of the day.

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6. The main matter is taken on Board.

7. By filing this writ petition, the petitioner has prayed to take action against respondent No.5, who is private respondent, who according to the petitioner has dispossessed the petitioner from the raiyati land measuring an area of 20 decimal appertaining to Plot No.105, 106 and 118 under Khata No.34 in Mouza- Birangarha.

8. From prayer made by the petitioner is quite clear that the dispute is in respect of right, title and interest and possession over a land in question and it is also clear that the original petitioner has been dispossessed.

9. These types of disputes cannot be adjudicated an application filed under Article 226 of the Constitution of India. The substituted petitioners should approach the Civil Court of competent jurisdiction for the reliefs claim against dispossession. Thus, this writ petition is **dismissed** with a liberty to the petitioner to approach the Civil Court.

10. I.A. No.6151 of 2024 stands disposed of.

(ANANDA SEN, J.)