

**In The Court of Commissioner, Saran Division, Chapra**  
**Bhoodan case No. 144/2012**  
**Hareshwar Yadav**  
**Vrs.**  
**The State of Bihar & ors.**

**ORDER**

01.10.2015 - The instant case is directed against the impugned order passed by Collector, Gopalganj in Bhoodan Rent Fixation Appeal case No. 08/2006 (Nathai Ram & ors Vrs Hareshwar Yadav & ors) on 26.03.2012.

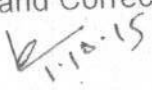
As the case was taken up for hearing, the learned counsel for the petitioner stated that he wanted to withdraw the case as the part of the impugned order, which is under challenge before this Court, has already been decided by the Sub-judge-4, Gopalganj in Title case No. 312/08/102/11 on 18.03.13 and an affidavited petition to this effect has also been filed which is on record.


The learned G.P. on the other hand stated that the Ex-parte order passed in T.S. No. 312/08/102/11 is not binding on the party against whom it has been passed. However, D.M. Gopalganj may kindly be directed to prefer Misc. case against ex-parte order.

In view of the aforesaid position, this Court has no hesitation to grant liberty to the petitioner to withdraw this case. Accordingly, this case is permitted to be withdrawn. Moreover, the learned Collector, Gopalganj is directed to proceed further in the matter as suggested by the learned Govt. pleader.

With the aforesaid direction, this petition is disposed of.

Dictated and Corrected by me.

  
1.10.15  
Commissioner,  
Saran Division, Chapra

  
1.10.15  
Commissioner,  
Saran Division, Chapra