

**Court No. - 7**

**Case :-** WRIT - C No. - 900 of 2024

**Petitioner :-** Vimla @ Vimla Devi

**Respondent :-** Union Of India Thru. Secy. Ministry Road Transport Highway Govt. India And 3 Others

**Counsel for Petitioner :-** Hanumant Lal Yadav

**Counsel for Respondent :-** A.S.G.I.,C.S.C.

**Hon'ble Manoj Kumar Gupta,Acting Chief Justice**

**Hon'ble Saurabh Lavania,J.**

1. Heard Shri Hanumant Lal Yadav, learned counsel for the petitioner, Shri Krishna Lal Yadav, learned counsel for NHAI and Shri H.K. Bhatt, Additional Chief Standing Counsel for the State-respondents.

2. The petitioner alleges that the respondents have taken over possession of excess land than what was acquired under the provisions of the National Highways Act, 1956. The compensation for the excess land has not been paid to the petitioner.

3. The petitioner is placing reliance on a representation dated 23.12.2023 made in this behalf to the District Magistrate.

4. We have gone through the said representation. It does not mention how much excess area was taken over by the respondents. The representation is absolutely vague.

5. We are, therefore, not ready to accept the claim of the petitioner.

6. At this stage, learned counsel for the petitioner states that it be left open to the petitioner to apply for demarcation of his remaining land.

7. Having regard to the said submission, we **dispose of** the instant petition with liberty to the petitioner to apply for demarcation of the area, which was not acquired by the respondents in pursuance of the notifications under the National Highways Act, 1956.

(Saurabh Lavania, J)      (Manoj Kumar Gupta, A.C.J.)

**Order Date :-** 30.1.2024

Ankit.