

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19688 of 2013

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Pashupati Nath Mishra son of Late Dharmnath Mishra, resident of Village -
Sidhawaliya, P.S. Muffasil Chapra, District - Saran

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna
2. The Commissioner, Saran at Chapra
3. The District Magistrate, Saran at Chapra
4. The District Land Acquisition Officer, Saran at Chapra
5. The Circle Officer, Sadar, Chapra

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Mishra, Advocate

For the Respondent/s : Mr. Krishna Chandra, AC to AG

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA
ORAL ORDER

3 14-12-2015

Heard the parties.

In view of the nature of grievances/claims raised on behalf of the petitioner, particularly in the light of Annexure-7 to the writ petition, this Court is of the opinion that the interest of justice shall be subserved if the petitioner is granted liberty to file a fresh comprehensive representation before the respondent no.4 with all supporting documents raising his valid grievances, which have been raised in the present writ petition. It is ordered accordingly.

If such a fresh comprehensive representation is filed on behalf of the petitioner within a period of one month from today with a certified copy of the present order, then the respondent District Land Acquisition Officer, Saran at Chapra shall be obliged to consider and decide the claims of the petitioner, after giving opportunity of hearing to all concerned including the petitioner by a reasoned and speaking order at an early date preferably within a period of three months from the date of filing

of such representation,

If on consideration of the materials, the respondent District Land Acquisition Officer, Saran at Chapra comes to a conclusion that the claims raised on behalf of the petitioner are admissible to him, then consequential orders shall also be issued for grant of such admissible claims without any unnecessary further delay.

It is clarified that this Court has not gone into the merits of the claims raised on behalf of the petitioner and this is left to be decided by the respondent District Land Acquisition Officer, Saran at Chapra strictly in accordance with law.

The writ petition stands finally disposed of with the observations and directions made above.

(Birendra Prasad Verma, J)

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