

HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

W.P.No.31046 OF 2017

ORDER

This writ petition is filed challenging the declarations issued on 28.06.2017, 25.02.2017, 1.3.2017 & 15.06.2017 under Section 19 (1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act 30 of 2013) in respect of the land belonging to the petitioners.

During the course of hearing, it came to light that no enquiry was conducted under Section 15 of the Land Acquisition Act, 1894 though the petitioners have filed their objections within the stipulated time.

Learned Advocate General appearing for the respondents fairly submits that the declarations issued on 28.06.2017, 25.02.2017, 1.3.2017 & 15.06.2017 under Section 19 (1) of the Act 30 of 2013, can be set aside and the petitioners would be given an opportunity of hearing.

In view of the same, the writ petition is allowed setting aside the declarations issued on 28.06.2017, 25.02.2017, 1.3.2017 & 15.06.2017 to the extent of the petitioners only. The petitioners, who have filed their objections, are directed to appear before the Land Acquisition Officer on 13.11.2017 and

submit the same. The Land Acquisition Officer shall afford an opportunity of personal hearing to all the petitioners, consider their objections, and pass appropriate orders, in accordance with law. It is needless to observe that if any of the petitioners do not co-operate for the enquiry on the said date, it is open to the Land Acquisition Officer to proceed further in accordance with law. No costs.

Miscellaneous petitions, if any, pending shall stand closed.

11th October, 2017
rkk



JUSTICE A.RAMALINGESWARA RAO