

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9226 of 2015

=====

Smt. Ramruchi Devi W/o Sri Ayodhya Prasad, resident of Village- Nemchak,
Post- Khakhari, P.S. Kashichak, District- Nawada.

.... Petitioner

Versus

1. The Union of India through the Secretary Energy Department, New Delhi.
2. The Power Grid Corporation of India Limited through its Chief Managing Director, New Delhi.
3. The Project Director, Power Grid Corporation of India Limited, New Delhi.
4. The Executive Director, Regional Office, Power Grid Corporation of India Limited, New Delhi.
5. The State of Bihar, through the Chief Secretary, Government of Bihar, Old Secretariat, Patna.
6. The Chief Manager, Power Grid Corporation of India Limited, Sub-Station Biharsharif, Nalanda.
7. The District Magistrate, Nalanda at Biharsharif.
8. The Sub-Divisional Officer, Sub-Station Biharsharif, District- Nalanda.
9. The Circle Officer, Biharsharif Circle Officer, District- Nalanda.

.... Respondents

=====

Appearance :

For the Petitioner : Mr. Manoj Kumar Jha
Mr. Dharendra Kumar Singh, Advocates.

For the Respondents : Mr. Suraj Samdarshi
Mr. Vishal Vikram Rana
Mr. Rajan Prakash, Advocates.

=====

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 25-10-2018

The present writ petition has been filed for a direction

to the respondents to change the route and position of wire of High Tension 400 K.V. Transmission line crossing through Plot No. 30, Khata No. 19, measuring an area of 5 Decimals under Mauza Kasimchak, Police Station- Deep Nagar, Anchal Biharsharif-1, which is covered by boundary wall for making construction of residential house of the petitioner.



2. Learned counsel for the parties are in agreement that the issues in the present writ petition now stand resolved in view of the judgment of the Hon’ble Supreme Court in Civil Appeal No. 10951 of 2016 (The Power Grid Corporation of India Limited vs. Century Textiles & Industries Limited and others) and analogous cases, inter alia, observing in paragraph-21 of the said judgment that the Telegraph Authority would be obliged to pay full compensation to all persons interested for any damage sustained by them. It has further been observed in paragraph-26 of the judgment that the appropriate course of action is to file a Suit before the concerned District Judge for the purpose.

3. In the above view of the matter and with the consent of all the parties, the writ petition stands disposed of in the light of the aforesaid judgment of the Hon’ble Supreme Court in Civil Appeal No. 10951 of 2016 (The Power Grid Corporation of India Limited vs. Century Textiles & Industries Limited and others) and analogous cases.

(Vikash Jain, J)

Md. Ibrarul/BT

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	29.10.2018
Transmission Date	N.A.

