

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.4095 of 2016

In
Civil Writ Jurisdiction Case No. 2303 of 2016

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1. Sanjay Kumar Jha, son of Late Damodar Jha, resident of Village - Mow Dhaneshpur, Post Office and Police Station - Vidyapati Nagar, District - Samastipur.
 2. Praveen Kumar Deepak, son of Late Radha Kant Mishra, resident of Village - Mow Dhaneshpur, Post Office and Police Station - Vidyapati Nagar, District - Samastipur.
 3. Naveen Kumar Mishra, son of Late Radha Kant Mishra, resident of Village - Mow Dhaneshpur, Post Office and Police Station - Vidyapati Nagar, District - Samastipur.
 4. Ram Sagar Giri, son of Late Dalan Giri, resident of Village - Mow Dhaneshpur, Post Office and Police Station - Vidyapati Nagar, District - Samastipur.

.... Petitioner/s

Versus

1. Mr. Arun Kumar Singh, the Principal Secretary, Department of Water Resources, Government of Bihar, Patna.
2. Sri. Gorakh Nath, the Director, Land Acquisition, Department of Water Resources, Government of Bihar, Patna.
3. Sri. Pranav Kumar, the Collector, Samastipur.
4. Sams Javed Ansari, the Land Acquisition Officer, Samastipur.
5. Dinesh Kuar Chaudhary, the Chief Engineer, Flood Control, North Bihar, Muzaffarpur.
6. Bijendra Kumar Ram, the Chief Engineer, Flood Control, North Bihar, Samastipur.
7. Priya Shankar `Appu`, The Executive Engineer, Flood Control Division, Dalsinghsarai.
8. Maheshwar Sharma, the Executive Engineer, Flood Control Division, Begusarai.
9. Ashok Kumar Jha, the Special Land Acquisition Officer, Samastipur.

.... Opposite Parties

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Appearance :

For the Petitioners : Mr. Jitendra Kumar Roy, Advocate
For the State : Mr. Brajesh Kumar, A.C. to AAG-4

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

9 26-06-2018 Heard learned counsel for the petitioners and the

learned counsel appearing on behalf of the State.

In the present contempt application, a show cause has



been filed, in which vide Annexure E to the show cause, it appears that the petitioners' case has been dealt with by the authorities and disposed of on 20.02.2017 in terms of the order dated 28.06.2016 passed in CWJC No.2303 of 2016.

Learned counsel for the petitioners, however, submits that it is only when the petitioners have started claiming their compensation under the Right to Fair Compensation and Re-settlement Act, 2013, the authorities have resorted to consider their cases in the light of the Bihar Raiyati Land Lease Policy, 2014. Learned counsel for the petitioners further submits that the lands have been acquired much earlier and, therefore, such application of law, which came subsequently, is wholly defeating in letter and spirit the orders passed by this Court.

Be that as it may, since the petitioners' case has been given due consideration, if at all the petitioners are aggrieved by the same, it will be open to them to take appropriate recourse, as may be tenable under law.

As such, the present contempt application is disposed of with the liberty aforementioned.

(Anjana Mishra, J)

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