

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5231 of 2019

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Satya Narayan Singh Son of late Ram Pyare Singh Resident of Village
Khaira, P.O. Sikariya, P.S. Darigaon(Sasaram), District- Rohtas, Sasaram.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary-Cum-Land Acquisition Revenue and Land Reforms
Department, Govt. of Bihar, Patna.
3. The Project Director, National Highway Authority of India, Ministry of
Road Transport and Highway Project Implementation Unit, Sasaram.
4. The Collector, Rohtas at Sasaram.
5. The Additional Collector Rohtas at Sasaram.
6. The Competent Authority Cum District land Acquisition Officer, Rohtas at
Sasaram.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr.Rameshwar Singh
For the Respondent/s	:	Mr.Rishi Raj Sinha (SC-19)
For NHAI	:	Mr. S.N.Pathak,

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 27-03-2019 The petitioner has a grievance that against acquisition
of his land for extension of four lane to six lane, for N.H.-2, the
amount of compensation determined is not adequate, for the
reasons that the land which has been acquired is commercial in
nature and for the purpose of determination of compensation the
respondents have considered the same to be the agricultural
land.

This is, however, not in dispute that the petitioner has
statutory remedy under Section 3-G(5) of the National Highway



Act, 1956 (hereinafter referred to as 'the Act'), which allows the petitioner to make an application for determination of the amount by an Arbitrator to be appointed by the Central Government.

Learned counsel for the petitioner has submitted that the petitioner has so far not received the amount of compensation determined by the respondent, which according to the petitioner is not proper and, therefore, not acceptable.

Considering the facts and circumstances, this application is disposed of with a liberty to the petitioner to make an application for determination of the amount of compensation as contemplated under Section 3-G(5) of the Act.

This application stands disposed of.

(Chakradhari Sharan Singh, J)

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