

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7796 of 2019

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Mahant Ramavtar Das Son of Mahant Govind Das, Resident of Village- Andaur Tola, Hanuman Nagar, Post Office- (Andaur) Mohiuddin Nagar, R.S. Police Station- Mohiuddin Nagar, District- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna.
2. The Principal Secretary, Revenue and Land Reforms Development Department, Government of Bihar, Patna.
3. The Secretary, Rural Works Department, Government of Bihar, Patna.
4. The Engineer-in-Chief, Rural Works Department, Government of Bihar, Patna.
5. The Superintending Engineer, Rural Works Department, Works Circle, Samastipur.
6. The Executive Engineer, Rural Department, Works Division Patory, District- Samastipur.
7. The District Magistrate, Samastipur.
8. The Land Acquisition Officer, Samastipur.
9. The Circle Officer, Mohiuddin Nagar, District- Samastipur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh
For the Respondent/s : Mr.Sajid Salim Khan (SC-25)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 19-04-2019 The petitioner claims compensation on the ground that an approach road along with Bridge has been constructed under Scheme NABARD for which work was initiated on 04.06.2016. Though the land belongs to the petitioner, he has not been paid any amount of compensation. In order to establish his claim over the land, he has brought on record photocopy of a part of continuous Khatiyani. In the continuous Khatiyani, the



name of the *raiyat* has been given a Guru Granth Sahib with Ram Awatar as *Sewyat* and Govind Das as *Chela* in the *raiyat*. The petitioner is seeking compensation in his individual capacity on the ground of he being the son of Mahanth Govind Das. The petitioner has not been able to make out his case on the basis of pleading on records that he himself is *raiyat* of the land, which is being utilized for public purpose.

It goes without saying that if any land belonging to any other persons or trust is to be acquired/utilized by the State Government, such persons/trust shall be entitled for due amount of compensation under the provisions of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement act, 2013 or any other law applicable for such acquisition.

This application stands disposed of.

(Chakradhari Sharan Singh, J)

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