

THE HON' BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No. 3171 AND 3185 of 2020

COMMON ORDER:

Heard learned counsel for the petitioners as well as learned Assistant Government Pleaders for Land Acquisition and Irrigation.

The petitioners seek a direction to the respondents to pay the compensation amount in respect of their respective land in an extent of Acs.3.26 guntas in Survey No. 72/2 and Acs.9.09 guntas in Survey No. 55/2 situated at Panagal Village, Nalgonda Mandal and District, which was acquired for excavation of canal system for Udayasamudram Lift Irrigation Scheme of AMRSLBC Project as per Notification, dated 21.02.2018.

The apprehension of the petitioners is that the respondents may award the compensation at lower rate as against their claim for the market value at Rs.50 lacs per acre. There is no dispute at this point of time that the land acquisition proceedings in terms of the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 have already been invoked, declaration under Section 19 of the Act has been issued, however, no enquiry has been conducted nor award has been passed.

In those circumstances, since the petitioners have no objection for acquisition of their land and as the declaration under Section 19 has been issued, the Writ Petition is disposed of at the admission stage directing the Land Acquisition Officer to issue the notice under Section 21 of the Act before passing the

Award under Section 23, and take into consideration the claim / objections of the petitioners apart from the material that may be placed by them in support of the claim that their land would fetch the market value at Rs.50 lacs per acre. It is also made clear that it is the duty of the Land Acquisition Officer to deal with the objections / claim of the petitioners in accordance with law. No costs.

The miscellaneous Applications, if any shall stand closed.

30th April, 2020

CHALLA KODANDA RAM, J

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