

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 4007 of 2021

- Tikaram S/o Sundarlal Aged About 55 Years R/o Chandrapur, Tahsil Dabhra, District Janjgir - Champa (Chhattisgarh),

---- Petitioner

Versus

1. State Of Chhattisgarh Through - Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District Raipur (Chhattisgarh),
2. Collector District - Janjgir-Champa (Chhattisgarh),
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District - Janjgir - Champa (Chhattisgarh),

---- Respondents

WPC No. 4012 of 2021

- Tilsay D/o Dhansay Aged About 38 Years R/o Chandrapur, Tahsil Dabhra , District Janjgir Champa Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Manatralaya , Mahanadi Bhawan, Atal Nagar Raipur , District Raipur Chhattisgarh.
2. Collector District Janjgir Champa Chhattisgarh.
3. Land Acquisition Officer Cum Sub Divisional Officer (Revenue) Dabhra , District Janjgir Champa Chhattisgarh.

---- Respondents

WPC No. 4015 of 2021

- Savitri D/o Bhim, Aged About 65 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir Champa Chhattisgarh,

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh
2. Collector, District Janjgir Champa Chhattisgarh,
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District Janjgir Champa Chhattisgarh,

---- Respondents

WPC No. 4016 of 2021

- Amrita D/o. Ghurau Aged About 36 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir-Champa (Chhattisgarh),

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District Raipur (Chhattisgarh)
2. Collector District Janjgir-Champa (Chhattisgarh)

3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District Janjgir-Champa (Chhattisgarh)

---- Respondents

WPC No. 4017 of 2021

- Mahettar S/o Manglu, Aged About 55 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir Champa Chhattisgarh.,

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh,
2. Collector, District Janjgir Champa Chhattisgarh,
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District Janjgir Champa Chhattisgarh,

---- Respondents

WPC No. 4018 of 2021

- Santoshi D/o Devprasad Aged About 45 Years R/o Chandrapur, Tahsil Dabhra, District Janjgir - Champa (Chhattisgarh),

---- Petitioner

Versus

1. State Of Chhattisgarh Through - Secretary, Department Of Revenue And Management Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District Raipur (Chhattisgarh),
2. Collector, District Janjgir-Champa (Chhattisgarh),
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue), - Dabhra, District Janjgir-Champa (Chhattisgarh),

---- Respondents

WPC No. 4021 of 2021

- Madhusudan S/o Ramadhar, Aged About 57 Years R/o Sakrali, Tahsil Dabhra, District Janjgir - Champa (Chhattisgarh),

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District - Raipur (Chhattisgarh),
2. Collector, District - Janjgir-Champa (Chhattisgarh),
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) - Dabhra, District - Janjgir-Champa,

---- Respondents

WPC No. 4022 of 2021

- Khageshwar S/o Tejram, Aged About 42 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir - Champa Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh.,

2. Collector, District Janjgir - Champa Chhattisgarh.,
3. Land Acquisition Officer - Cum - Sub Divisional Officer (Revenue) - Dabhra, District Janjgir - Champa Chhattisgarh.

---- Respondents

WPC No. 4026 of 2021

1. Pitambar S/o Bolo Aged About 65 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir-Champa (Chhattisgarh),
2. Gyan S/o Thuru Aged About 64 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir-Champa (Chhattisgarh)

---- Petitioners

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District Raipur (Chhattisgarh)
2. Collector District Janjgir-Champa (Chhattisgarh)
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District Janjgir-Champa (Chhattisgarh)

---- Respondents

WPC No. 4027 of 2021

- Ramdayal S/o. Nanki Aged About 65 Years R/o. Chandrapur, Tahsil Dabhra, District Janjgir-Champa (Chhattisgarh),

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Revenue And Management, Mantralaya, Mahanadi Bhawan, Atal Nagar Raipur, District Raipur (Chhattisgarh),
2. Collector District Janjgir-Champa (Chhattisgarh)
3. Land Acquisition Officer-Cum-Sub Divisional Officer (Revenue) Dabhra, District Janjgir-Champa (Chhattisgarh)

---- Respondents

For Petitioners	:	Mr. Tarun Dansena, Advocate.
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For State	:	Mr. Sudeep Agrawal Dy. A.G., Mr. Aman Kesharwani P.L., Mr. Aditya Bhardwaj P.L., Mr. Anmol Sharma P.L. & Ms. Shreya Mishra P.L.
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Hon'ble Shri Justice Goutam Bhaduri

Order on Board

04.10.2021

Heard.

1. Learned counsel for the petitioners submits that the land of the petitioners were acquired by order dated 22.11.2018, however, the amount of award was paid in

the year 2019, therefore, in addition to the amount of award, the petitioners are also entitled to interest on the award under section 80 of the Right to Fair Compensation & Transparency in Land Acquisition, Rehabilitation & Resettlement Act, 2013 (for short "the Act of 2013).

2. Section 80 of the Act of 2013 reads as under :-

"80. Payment of interest.- When the amount of such compensation is not paid or deposited on or before taking possession of the land, the Collector shall pay the amount awarded with interest thereon at the rate of nine per cent per annum from the time of so taking possession until it shall have been so paid or deposited:

Provided that if such compensation or any part thereof is not paid or deposited within a period of one year from the date on which possession is taken, interest at the rate of fifteen per cent, per annum shall be payable from the date of expiry of the said period of one year on the amount of compensation or part thereof which has not been paid or deposited before the date of such expiry."

3. It is further clarified that if the petitioners moves an application before respondent No.3, about the entitlement of the interest from the date the possession has been taken till the date of actual payment, the same shall also be decided within a further period of 90 days from the date of representation.
4. Directions given by this Court would be subject to the verification of the fact by the authorities concerned so far as the entitlement of the compensation to the petitioners are concerned.
5. With the above direction/observation, these writ petition stand disposed of.

Sd/-
(Goutam Bhaduri)
Judge