

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9990 of 2021

Prashant Kumar

... .. Petitioner/s

Versus

The Union of India

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Ramchandra Singh
For the Respondent/s	:	Mr.Dr. K.N. Singh (ASG)
For the State	:	Mr. Khurshid Alam AAG 12
For NHAI	:	Mr. S.N. Pandey

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 09-11-2022 Heard the parties.

It is an admitted fact that the award dated 08.09.2020 passed by the Arbitrator-cum-Divisional Commissioner, Patna is an *ex-parte* award in which the petitioner was neither noticed nor heard.

Accordingly, the impugned order dated 08.09.2020 passed by the Arbitrator-cum-Divisional Commissioner, Patna (Annexure IV) and impugned order dated 01.12.2020 passed by DLAO, Kaimur (Annexure V) is set aside and this application is allowed.

The matter is remitted back to the Arbitrator-cum-Divisional Commissioner, Patna for fresh hearing.

Both the parties will appear before the Arbitrator-cum-Divisional Commissioner, Patna on 23.11.2022 along with a copy of this order and thereafter within two months the Competent Authority of Land Acquisition in short “CALA” will pass appropriate order.

(Sandeep Kumar, J)

Vikas/-

U			
---	--	--	--