

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3272 of 2023

1. Sanjay Kumar Kusum S/o Late Sakhichand Mandal, Resident of Village-Kanjhiya, P.S.- Nathnagar, District- Bhagalpur.
2. Ajay Kumar Singh S/o Late Sakhichand Mandal, Resident of Village-Kanjhiya, P.S.- Nathnagar, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Principal Secretary, Revenue and Land Reforms Department, Govt. of Bihar, Patna.
3. The Director, Land Acquisition, Govt. of Bihar, Patna.
4. The Commissioner, Bhagalpur Division, Bhagalpur.
5. The District Magistrate, Bhagalpur.
6. The District Land Acquisition Officer, Bhagalpur.
7. The Block Development Officer, Nathnagar, District- Bhagalpur.
8. The Divisional Commissioner, the National Highway Division, Bhagalpur

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Swapnil Kumar Singh, Advocate
For the Respondent/s : Mr. Raj Kishore Roy, GP-18

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 20-07-2023 Heard learned counsel for the petitioners and learned
counsel for the State.

2. Learned counsel for the petitioners is directed to
add NHA as respondent in course of the day.

2. Learned counsel for the petitioners has filed the
present writ petition directing the respondent to pay the
adequate compensation as per the Government notification and
rule fixed under Minimum Value Rate by the Government of

Bihar.

3. Learned counsel for the petitioners submits that the petitioners have received the compensation amount with objection. He also submits that their land was acquired for the construction of four lane road at NH 80.

4. It has been submitted by the counsel for the State and counsel for the NHAI that since remedy lies of the petitioners against the grievances is before Arbitrator-cum-Divisional Commissioner, Bhagalpur under Section 3G(5) of the National Highways Act, 1956 [Act No. 48 of 1956].

5. In that view of the matter, this writ petition is disposed off directing the petitioners to avail their remedy under the aforesaid provision of law before the Arbitrator-cum-Divisional Commissioner, Bhagalpur.

(Dr. Anshuman, J.)

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