

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3273 of 2023

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Mahesh Prasad Singh S/o Late Rajendra Singh The 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.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Swapnil Kumar Singh, Adv.
For the Respondent/s	:	Mr. Rishi Raj Sinha, (SC-19)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-09-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

2. Learned counsel for the petitioner submits that the
amount of compensation of the petitioner has acquired for the
purpose of construction of NH-80, which has been provided at
lower rate.

3. In this regard, counsel for the State submits that the
compensation for land has been made for the purpose of
construction of National Highway under the National Highways
Act, 1956, [48 of 1956] (hereinafter referred to as ‘the Act of

1956’). The petitioner is dissatisfied from the compensation amount. In this regard, he has liberty to move before the Arbitrator under Section 3G(5) of the Act of 1956.

4. In this view of the matter, the present writ application is disposed of directing the petitioner to raise his grievances before the Arbitrator under Section 3G(5) of the Act of 1956.

5. Upon filing the application, the Arbitrator shall decide the application filed by the petitioner in accordance with law and also follow the principles laid down under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 [Act No. 30 of 2013] within nine months after hearing all the concerned.

(Dr. Anshuman, J.)

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