

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.3614 of 2023

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Usha Devi W/o Arjun Prasad, Resident of Mohalla Sipahi Tola (Basant Kunj)
P.S.- K.Hat, District- Purnea.

... .. Petitioner/s

Versus

1. The State of Bihar through the Commissioner, Purnea Division, Purnea.
2. The Commissioner, Purnea Division, Purnea.
3. The Collector, Purnea.
4. The Project Director, National Highway Authority of India, Project Implementation Unit Begusarai, Harpur, Post Office- Tilrath, P.S. Tilrath, District- Begusarai.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Harshwardhan Sahay, Adv.
For the NHAI	:	Mr. Dr. Anand Kumar, Adv.
	:	Mr. Ramesh Gupta, Adv.
For the Respondent/s	:	Mr. Md. Khurshid Alam, (AAG 12)

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-07-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present writ petition has been filed challenging
the order dated 24.08.2022 passed by the Arbitrator-cum-
Divisional Commissioner, Purnea in Arbitration Case No.163 of
2020 under Section 3 G(5) of the National Highway Act, 1956
(Act no. 48 of 1956).

3. Counsel for the State submits that this writ petition
is not maintainable because under Section 3 G(5) of the
National Highway Act, 1956 (Act no. 48 of 1956) a statutory
remedy is available to the petitioner under the Arbitration And

Conciliation Act, 1996 (Act no.26 of 1996).

4. In this view of the matter, this writ petition is hereby disposed off with the direction to the petitioner to avail his remedy under the Arbitration And Conciliation Act, 1996 (Act no.26 of 1996).

(Dr. Anshuman, J.)

Ashishsingh/-

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