

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5444 of 2023

1. Madan Kumar Thakur son of Janardhan Thakur, Resident of Village Naresh Bathona Charya Tola, P.O. Mahuna Bathona, P.S. Baisi, District Purnea.
2. Ajay Kumar Thakur, Son of Janardhan Thakur, Resident of Village Naresh Bathona Charya Tola, P.O. Mahuna Bathona, P.S. Baisi, District Purnea.
3. Ranjeet Kumar Thakur son of Janardhan Thakur, Resident of Village Naresh Bathona Charya Tola, P.O. Mahuna Bathona, P.S. Baisi, District Purnea.
4. Manoj Kumar Thakur, son of Janardhan Thakur, Resident of Village Naresh Bathona Charya Tola, P.O. Mahuna Bathona, P.S. Baisi, 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 Land Acquisition Officer-cum-Competent Authority, Purnea.
5. The Project Director, National Highway Authority of India, Project Implimentation Unit Begusarai, Harpur, Post Office-Tilrath, P.S. Tilrath, District Begusarai.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Harshwardhan Sahay, Adv.
For the State	:	Mr. Rishi Raj Sinha, SC-19.
	:	Mr. Manoj Kumar Sinha, AC to SC-19.
For the N.H.A.I.	:	Mr. Sriram Krishna, Adv.
	:	Mr. Prabhat Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 24-08-2023 Heard learned counsel for the petitioners 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.161 of
2020 under Section 3 G(5) of the National Highway Act, 1956
(Act No. 48 of 1956).

3. Learned 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 petitioners under the Arbitration and Conciliation Act, 1996 (Act No.26 of 1996).

4. In this view of the matter, the present Writ Petition stands disposed off with the direction to the petitioners to avail their remedy under the Arbitration And Conciliation Act, 1996 (Act no.26 of 1996).

(Dr. Anshuman, J.)

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