

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.887 of 2023

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1. Md. Imteyaz Alam Son of Md. Daud Hussain, resident of village - Chakdiwan, P.S. - Jandaha, District - Vaishali.
 2. Md. Sahid, son of Abdul Gafur, resident of village - Chakdiwan, P.S. - Jandaha, District - Vaishali.
 3. Md. Kuddus, Son of Amir Hussain, resident of village - Chakdiwan, P.S. - Jandaha, District - Vaishali.
 4. Md. Hasnain Razvi, Son of Md. Akhtar Hasnain, resident of village - Chakdiwan, P.S. - Jandaha, District - Vaishali.
 5. Md. Javed, son of Md. Ajimuddin, resident of village - Chakdiwan, P.S. - Jandaha, District - Vaishali.

... .. Petitioner/s

Versus

1. The Union of India through the Secretary, Ministry of Road Transport and Highway, Government of India, New Delhi.
2. The National Highways Authority of India, through its Chairman, G- 5 and 6, Sector - 10, Dwarka, Delhi.
3. The Regional Manager, National Highways Authority of India, Regional Office, Vivekanand Marg, Block - A, Anandpuri, Patna, Bihar.
4. The State of Bihar through the Commissioner, Tirhut Division, Muzaffarpur.
5. The Collector, Vaishali at Hajipur.
6. The District Land Acquisition Officer, Vaishali at Hajipur.
7. The Sub-Divisional Officer, Mahua, District - Vaishali.
8. The Block Development Officer, Jandaha, District - Vaishali.
9. The Circle Officer, Jandaha, District - Vaishali.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Subodh Kumar Jha, Advocate
For the Respondent/s	:	Mr.Navnit Kumar, AC to GP 18
For N.H.A.I.	:	Dr. Anand Kumar, Advocate
	:	Mr. Ramesh Gupta, Advocate

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 19-09-2023 1. The present petition has been filed seeking the following relief :-

“(i) For issuance of appropriate writ/ writs,



order/ orders in the nature of mandamus for directing and commanding the respondents to change alignment (partially) of National Highways Road no. 103 (New National Highways number 322) near Jandaha Bazar Bypass under Jandaha Circle (Paswan Chowk- Musharigharari Section) within the district of Vaishali to save the land of "Kabristhan" having Khata No. 123. Khesra No.216, area 90 decimal (100m long and 60m depth) situated at Tole Chakdiwan, Thana No.624 which is only Kabristan, used by the nearby Muslim people for more than hundred years for their last rites."

2. At the outset, the learned counsel for the petitioners seeks liberty on behalf of the petitioners to avail such other alternative remedies, as are otherwise available under the law for redressal of their grievance. Liberty so sought, is granted.
3. The writ petition stands dismissed as not pressed.

(Mohit Kumar Shah, J)

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