

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.4465 of 2018

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Pramod Singh S/o Late Sudama Singh, R/o Village- Babura, P.S.- Barahara,
District- Bhojpur at Ara.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Secretary, Revenue and Land Reforms Department, Government of Bihar, Patna.
3. The District Magistrate, Bhojpur at Ara.
4. The District Land Acquisition Officer, Bhojpur at Ara.
5. The Executive Engineer, Building Construction Department, Bhojpur at Ara.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Binod Murari Mishra
For the Respondent/s : Mr.Sajid Salim Khan-Sc25

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL JUDGMENT

Date : 11-11-2024

In the instant petition, petitioner has prayed for
the following relief(s):-

*For issuance of
writ/writs, order/orders, direction/directions
directing the respondent concerned to pay the
compensation of the land/house of the petitioner
which has been acquired for construction of
Babura-Doriganj approach road and bridge as
per the rate prescribed in the year 2014 as well as
the rate prescribed for commercial buildings.*

2. Learned counsel for the petitioner submits that
12 decimal land of petitioner bearing Khata No. 2623, Khesra
No. 1916 and 1918 was acquired by the State Government vide
Land Acquisition Case No. 01/12-13 for construction of Babura-



Doriganj approach road and bridge. Learned counsel further submits that the respondent authorities have paid compensation to the petitioner in the year 2017 as per the rate fixed in the year 2012 though in the year 2014 new rate has been fixed by the competent authority and hence, the petitioner is entitled for compensation as per rate fixed in the year 2014 as well as the rate prescribed for commercial buildings. It is submitted that in spite of several requests made by petitioner, the concerned respondent authority has not paid the enhanced compensation.

3. Learned counsel for the State on the basis of material available on record submits that petitioner has not raised his grievance before the competent authority that he is entitled to get compensation on the basis of rate prescribed in the year 2014 as well as the rate prescribed for commercial buildings and he has rushed to this court by filing writ petition. Hence, the present writ petition is not maintainable. Learned counsel, however, submits that if petitioner files any representation before the competent authority, the same shall be disposed of as per law.

4. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the present writ petition stands disposed of with liberty to petitioner



to raise his grievance before the competent authority within a period of four weeks from the date of receipt of this order. If petitioner raises his grievance before the competent authority by filing representation, the competent authority shall pass appropriate order on the representation of the petitioner in accordance with law after giving due opportunity of hearing to the petitioner.

(Alok Kumar Pandey, J)

shahzad/-

AFR/NAFR	NAFR
CAV DATE	N.A.
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