

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No. 9407 of 2023

Hare Ram Pandit Son of Ram Sewak Pandit, Resident of Ward No. - 8,
Ekchari, P.S. - Rasalpur, District- Bhagalpur.

... .. Petitioner/s

Versus

1. The Chairman National Highway Authority of India
2. The State of Bihar through Principal Secretary, Home Special Department,
Government of Bihar, Old Secretariat, Patna.
3. The District Magistrate, Bhagalpur.
4. The Land Acquisition Officer, Bhagalpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Rajive Ranjan Singh, Advocate
For the Respondent/s	:	Mr. Md. N.H. Khan (SC-1) Mr. Fazle Karim, AC to SC-1
For the NHAI	:	Dr. Anand Kumar, Advocate Mr. Ranjan Prakash, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

4 29-03-2024 Heard Mr. Rajive Ranjan Singh, learned counsel for
the petitioner as also learned AC to SC-1 and learned counsel
appearing for the NHAI.

2. The present petition has been preferred for the
following reliefs:

*(i) for direction to the respondents
to pay compensation to the petitioner
Panchat No. 62, 65, 69 bearing Khata
No.168, Khesra No.803, 806 & 812
measuring 0.32 acre, 0.095 acre, 0.65 acre
as per current rate;*

*(ii) for direction to the respondents
to pay penal interest on the time of*



notification the above compensation amount.

3. After some argument, learned counsel for the petitioner fairly submits that Title Partition Suit No. 36 of 2022 is pending before the competent Court filed by Dimple Kumari who claims herself to be the daughter-in-law of the petitioner.

4. In that case, the final hearing has been completed and is waiting for judgment. As such, the petitioner will abide by the final order of Title Partition Suit No. 36 of 2022.

5. Learned State Counsel submits that the title suit has been preferred by Dimple Kumari who has not even been made party-respondent.

6. Though the writ petition, in that circumstance is fit to be dismissed for non-joinder of the party, in view of the fact that the petitioner will abide by the final order in Title Partition Suit No. 36 of 2022, cautioning him, the writ petition stands disposed of.

(Rajiv Roy, J)

kiran/-

U			
---	--	--	--

