

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16458 of 2021

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Kailash Singh S/o Late Raghu Nandan Singh Resident of Village - Suryapura,
P.O. - Karjan, P.S. Athmalgola, Anchal - Athmalgola, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Land Revenue and Law Reforms Department, Govt. of Bihar, Patna.
2. The District Land Acquisition Officer, Barh, Patna.
3. The Circle Officer, Athmalgola, District- Patna.
4. The Project Director, National Highways Authority of India (NHAI), Bihar, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar, Advocate
For the Respondent/s	:	Mr. Raj Kishore Roy (Gp18)
For NHAI	:	Mr. Sriram Krishna
		Mr. Amarjeet
		Mr. Prabhat Kumar Singh
		Mr. Shashank Shekhar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 12-11-2024 1. Heard learned counsel for the petitioner, learned

AC to GP-18 and the learned counsel appearing on behalf of the

NHAI.

2. The learned counsel for the petitioner submits that

IA No. 01 of 2024 has been filed seeking substitution of the

legal heirs of the original writ petitioner. It is submitted that

during pendency of the writ application, original writ petitioner,

Kailash Singh, died on 05.01.2022 as would manifest from

death certificate annexed as Annexure P/1 to the IA application,

necessitating filing of the instant IA application seeking



substitution of his wife and son.

3. In view of the submissions made by the learned counsel appearing on behalf of the petitioner, IA No. 01 of 2024 is allowed, the wife (Sushila Devi) and son (Ashok Kumar) of Late Kailash Singh are substituted in his place.

4. The learned counsel for the petitioner, after some arguments realizing his difficulty, seeks permission to withdraw the writ application with liberty to raise all issues before an appropriate forum in terms of Section 3G(5) of the National Highways Act, 1956.

5. Permission is accorded.

6. Accordingly, the instant writ application is dismissed as withdrawn with the liberty aforesaid.

(Satyavrat Verma, J)

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