

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.13566 of 2023**

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Azajul Haque Son of Late Md. Israel Resident of Village-Repura, P.S.-Zer-  
adai, District-Siwan.

... .. Petitioner/s

Versus

1. The Union of India through the Secretary, Road Transport and National Highway Department, Government of India, New Delhi.
2. The Secretary, Road Transport and National Highway Department, Govern-  
ment of India, New Delhi.
3. The Deputy Secretary Rural Works Department, National Highway Patna.
4. The Commissioner, Saran Division, Saran.
5. The District Magistrate, Siwan.
6. The District Land Acquisition Officer, Siwan.

... .. Respondent/s

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**Appearance :**

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| For the Petitioner/s | : | Mr. Ranjeet Kumar, Advocate<br>Mr. Kanishk Kaustubh, Advocate  |
| For the Respondent/s | : | Mr. Additional Solicitor General<br>Mr. Raj Kishore Roy, GP-18 |

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**CORAM: HONOURABLE MR. JUSTICE RAJIV ROY**  
**ORAL ORDER**

2      05-04-2024                      Heard Mr. Kanishk Kaustubh, learned counsel for the  
  
petitioner and the State.

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

*“i. For issuance of direction to the  
respondent authorities to consider and  
decide the objection of the petitioner  
submitted against the wrong categorization  
of his land acquired vide Notification dated  
26.09.2022 and further Notification for*



*declaration dated 08.06.2023 issued by the Road Transport, National Highway Department, for the construction of Ramjanki Path, as the land of the petitioner is situated at the National Highway, number of Commercial shops have been constructed and maintained as marked, but the land has been categorized in the said notifications either as BHITH or residential in nature.*

*ii. The petitioner further prays that after considering the representation / objection the respondent authorities be directed to change category of the land as commercial in nature and pay the consequential compensation along with interest in terms of National Highway Act.*

*iii. Any other relief or reliefs / interim relief as your lordship may deem fit and proper.”*

3. After some argument, learned counsel for the petitioner submits that he has submitted objection before the Collector, Siwan and would expect him to dispose it of in



accordance with law.

4. In view of such limited prayer made by the learned counsel for the petitioner, the writ petition stands disposed of directing the Collector, Siwan to look into the matter (the objection petition of the petitioner) and take the same to its logical conclusion at an earliest.

**(Rajiv Roy, J)**

Adnan/-

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