

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1383 of 2024

=====

Yashwant Singh Son of Late Ram Nageshwar Prasad Singh, Resident of
Village- Mahmudpur, P.S.- Bakhtiyarpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the District Magistrate, Patna.
2. The District Magistrate, Patna.
3. The District Land Acquisition Officer, District- Patna.
4. The Certificate Officer-cum-Additional District Magistrate, Patna.
5. Arjun Prasad, Son of Late Harekrishna Yadav, Resident of Village-
Mahmudpur, P.S.- Bakhtiyarpur, District- Patna.

... .. Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Nilesh Kumar Pandey, Advocate
For the Respondent/s : Mr. Standing Counsel (16)

=====

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 09-05-2024 Heard the parties.

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

*(i) for quashing of the demand notice
dated 07.05.2022 contained in Notice No. 1050
(Annexure - 2) of the respondent District Land
Acquisition Officer, Patna whereby the petitioner
has been directed to return/deposit Rs. 13,69,670/-
which was given as compensation to the petitioner
with respect to the land bearing Khata No. 370,
Khesra No. 924 measuring 0.12 acre under the*



*Right to Fair Compensation and Transparency
Rehabilitation and Resettlement Act, 2013;*

*(ii) for a direction to the respondents to
return the entire amount of Rs. 13,69,670/- to the
petitioner which has been deposited by the
petitioner in Certificate Case No. 01/2022-23
under duress, undue pressure and under protest in
order to save his prestige and image in the society;*

(iii) for appropriate declaration that :-

*a. Impugned demand notice dated
07.05.2022 is without jurisdiction, illegal and not
sustainable either on facts or on law.*

*b. Once the award has been passed after
fullfledged enquiry and the amount of
compensation has been given to the petitioner, the
respondents have no authority to review the award
in absence of any statute and direct the petitioner
to return the compensation amount.*

*c. The impugned demand notice is
violative of principles of natural justice and fair
play.*

3. The Collector, Patna issued notice no. 1050 dated



07.05.2022 (Annexure-P/2 to the petition) detailing out the reason for a direction upon the petitioner to return the amount so paid relating to a piece of land (Mauza-Madhampur, Thana No.-138, Khata No.-370, Khesra No.-924, Area-0.12 acres).

4. Learned Counsel for the petitioner submits that he has returned the amount along with objection and will be pursuing alternate remedy/representing appropriate authority to convince them that the land belongs to him.

5. This Court refrains from making any comment in view of the facts that is part of the record.

6. Granting said liberty, the writ petition stands disposed of.

(Rajiv Roy, J)

Neha/-

U			
---	--	--	--

