

WPA 26387 of 2022

Md. Ashanul Haque
Vs.
The Union of India & Ors.

Mr. Udayan Datta ...for the petitioner.

Ms. Manika Roy ...for NHAI.

Mr. Chandi Charan De
Mr. Anirban Sarkar ...for the State.

Report in the form of affidavit submitted on behalf the National Highways Authority of India is taken on record.

Heard learned counsels for the parties.

Copy of a letter issued by the Project Director, National Highways Authority of India to the Additional District Magistrate (Land Acquisition), Murshidabad and Competent Authority under the National Highways Act, 1956 on 20th February, 2024 produced by the petitioner demonstrates that the petitioner along with others were heard by the authority on the said date. The relevant portion of the letter is required to be set out:

“Hearing was held today i.e. on 20.02.2024 and petitioners have intimated that they have vacated the acquisition land for which payment was made to them by LA department and there is some quantum of land balance for which notice was served to them. They have also demanded for demarcation of land in question.

In view of above, it is requested to arrange a joint survey on a suitable date to demarcate the questionable land under court case and submit a demarcation report after the said joint survey so

that representations may be disposed of by passing a reasoned order as per court order.”

In view of the above, nothing further remains to be adjudicated in the writ petition and the same is accordingly disposed of. However, the petitioner is at liberty to take necessary steps for redressal of his grievance, if situation so arises.

There shall, however, be no order as to costs.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)