

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15472 of 2018

1. Suresh Prasad Singh and Ors Son of Nageshwar Singh,
2. Ranjit Kumar Singh, Son of Vishwanath Singh.
3. Krishna Dev Singh, Son of Raj Karan Singh.
4. Madan Prasad Singh, Son of Maheshwar Prasad Singh, All residents of village- Maniyar, Ward No. 3, Post office- Mahmadipur, Police Station- Mohiuddin Nagar, District- Samsatipur.

... .. Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Bihar, Patna
2. The Principal Secretary, Department of Forest and Environment, State of Bihar, Patna.
3. The Regional Manager, Bihar State Power Transmission Company Limited, Bailey Road, Patna.
4. The District Magistrate, Samastipur.
5. The District Forest Officer, Samastipur.
6. The Sub-Divisional Officer, Patory Samastipur.
7. The Electrical Executive Engineer, Bihar State Power Transmission Company Limited, 220/132, Grid Su

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh
For the Respondent/s : Mr.Jay Prakash Sharma, AC to EX-GP-21

CORAM: HONOURABLE JUSTICE SMT. G. ANUPAMA CHAKRAVARTHY

ORAL JUDGMENT

Date : 09-07-2025

1. The writ petition is filed to quash the Notice dated 10.07.2018 issued by the Bihar State Power Transmission Company Ltd., Vidyut Bhawan, Bailey Road, Patna vide Annexure-3 and further to direct the respondents to stop deforestation under



Mauza Mahamadipur, Mohiuddin Nagar, District-Samastipur, Khesra No. 1212, 1213, 1214, Khata No. 575 which is *Raiyati* land of petitioners.

2. The contents of the writ petition disclose that the petitioner is a farmer living a peaceful life in his native village, maintaining cattle and an orchard. Upon issuance of the notice by the respondent authorities, the petitioner, along with other farmers, protested against the proposed deforestation of the said orchard. The authorities are about to cut down green trees, including those in the petitioner's orchard.

3. A detailed counter affidavit was also filed by respondent nos. 3 and 9. The contents of the counter affidavit disclose that the DFO, Samastipur, evaluated the matter and determined the amount of compensation payable to the petitioner which comes to ₹1,08,682/-. However, this assessment by the DFO, Samastipur, was not accepted by the petitioner. Subsequently, the working agency contacted the Sub-Divisional Magistrate, Patori, who directed that the dispute be resolved through mutual consent and



negotiation. Accordingly, a joint meeting was held between the petitioners, their family members, and the working agency in the presence of the Sub-Divisional Magistrate, Shahpur Patori. After discussion, a mutually agreed amount of ₹2,56,000/- (excluding the previously paid amount of ₹80,000/-) was paid to the petitioner, his son Chandraket Kumar Singh, and others. The matter was resolved on 06.08.2018, and the said transmission line was successfully charged on 07.08.2018.

4. Heard the Learned counsel for the petitioners as well as the Learned counsel for the respondents.

5. On perusal of the entire record, it is evident that the dispute has been resolved. However, if the petitioners still have any grievance regarding inadequate compensation, they have an alternative remedy in light of the judgment of the Hon'ble Apex Court in *Power Grid Corporation of India Ltd. v. Century Textiles & Industries Ltd. Ors.* reported in 2017(2) PLJR (SC) 152. The petitioners are at liberty to file a suit for compensation before



the concerned District Judge and they are always free to avail the remedy before the competent civil court.

6. With the abovesaid observation, the writ petition shall stand disposed of.

(G. Anupama Chakravarthy, J)

vinita/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	11.07.2025
Transmission Date	

