

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14980 of 2017

1. Saryug Mehta Son of Late Rajaram Mehta
2. Mahendra Kumar Mehta Son of Late Rajaram Mehta
3. Baidyanath Mehta Son of Late Rajaram Mehta
4. Jagranath Mehta Son of Late Rajaram Mehta
5. Tharulal Mehta Son of Late Santlal Mehta.
6. Ram Bilash Mehta Son of Late Rajaram Mehta.
7. Pinki Bhagar Wife of Santosh Kumar Bhagat.
8. Ghirnath Bhindwar Son of Late Gohal Bhindwar.
9. Ramji Mehta Son of Lakhan Mehta
10. Focho Mehta Son of Late Nevi Mehta @ Nawal Kishore Mehta
11. Jagranath Bhindwar Son of Gohal Bhindwar.
12. Nirmala Devi Wife of Late Ram Narayan Mehta
13. Binod Kumar Son of Late Ram Narayan Mehta
14. Prameshwar Yadav @ Praneshwar Bhindwar Son of Late Manga Lal Bhindwar.
15. Gokarn Mehta Son of Late Nand Lal Mehta
16. Ramroop Yadav Son of Late Moti Yadav
17. Rajesh Rana Son of Late Moti Rana (Yadav)
18. Upendra Rana Son of Late Moti Rana (Yadav).
19. Bhuneshwar Mehta Son of Late Ramji Mehta
20. Sumitra Devi Wife of Yoganand Mehta.
21. Md. Kasim Miyan Son of Md. Natay
22. Dinesh Marbaita Yadav Son of Rameshar Prasad Yadav All Resident of Village-Banailipatti, Block-Basantpur, Sub-Division-Birpur, District-Supaul.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Principal Secretary, Road Construction Department, Govt. of Bihar, Patna.
3. The Director Department of Revenue and Land Reforms Land Acquisition, Govt. of Bihar, Patna
4. The Executive Engineer, Road Construction Department, Pipra, District-Supaul.
5. The District Collector, Supaul.
6. The Sub-Divisional Officer, Birpur, District-Supaul.
7. The Sub-Registrar Ganpatganj, District-Supaul.
8. The District Land Acquisition Officer, Supaul.
9. The Circle Officer,Basantpur, District-Supaul.



10. The Executive Officer, Birpur Nagar Panchayat, District-Supaul.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Sumit Kumar, Advocate
For the Respondent/s : Mr. Raj Kishore Roy-Gp18

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 09-09-2025 It has been informed by the learned counsels present in the Court room as also Mr. Viveka Nand Singh, learned G.P.-18 that Mr. Jitendra Kumar Roy is no more and it seems Mr. Sumit Kumar was also attached in the office and as such on call, there is no representation.

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

(i) for issuance of an appropriate writ order or direction to the District Collector, Supaul for fixation of the amount of award for acquisition of the land of petitioners for construction of Indo-Nepal Boarder Project in pursuant to provision made under section 21 and 26 of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Re-settlement Act, 2013 hereinafter referred as RFCTLARR Act, 2013 considering the proposal of land



acquisition prepared adhering to section 12 by the requisitioning authority and the market-value as per the sale purchase through local registry office and further give direction the nature of land mentioned at the time of requisition for acquisition can not be changed in arbitrary manner on the basis of a report of committee which has been not empowered under the Act to be constituted rather the authorities mentioned under the Act and document submitted by them can only be the basis for fixation of amount of award and compensation.

3. In that background, this Court deems it appropriate to allow the petitioners to re-agitate the matter through a different counsel, if they so want.

4. The writ petition is disposed of with the aforesaid liberty.

(Rajiv Roy, J)

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