

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.503 of 2016

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Sagar Prasad son of Late Modi Sah Resident of Mohalla - New Colony
Bagaha Bazar , P.O. P.S. - Bagaha , District - West Champaran

... .. Petitioner/s

Versus

1. The State Of Bihar.
2. The Principal Secretary , Land Acquisition Department , Bihar , Patna .
3. The Collector , West Champaran at Bettiah.
4. The Land Acquisition Officer , West Champaran at Bettiah.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Anand Kishore Choudhary, Advocate
For the Respondent/s : Mr. Arjun Prasad, AC to SC-3

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 25-11-2025 Heard Mr. Anand Kishore Choudhary, learned counsel
for the petitioner and the State

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

*“I. to issue writ in the nature of mandamus
commanding the respondent no. 3 to pay Rs.
33,21,383/- (Thirty Three Lakhs Twenty One
Thousand Three Hundred Eighty Three Rupees) to
the petitioner in view of Section-81 of Right to Fair
Compensation and Transparency in Land Acquisition
Rehabilitation and Resettlement Bill 2013 which
clearly indicates that the petitioner is entitled to
interest @ 9% on the total awarded amount within*



one year and 15% interest of the total awarded amount after expiry of one year till the date of final payment.

II. To grant another relief/reliefs for which the petitioner is entitled under the law according to facts and circumstances of the case.”

3. The counter-affidavit has come on behalf of the State-respondents duly served upon the petitioner which shows that the petitioner got the amount before the possession was taken by the Collector and as such, Section 80 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (henceforth for short ‘the Act’) shall not apply.

4. Learned counsel for the petitioner submits that he shall be approaching appropriate authority for the redressal of the grievance.

5. The State has no objection to it.

6. Granting liberty to the petitioner to approach appropriate authority, the writ petition stands disposed of.

(Rajiv Roy, J)

Adnan/-

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