

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9093 of 2017

1. Amrendra Kumar and Ors Son of late Uma Shankar Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
2. Ajit Kumar Son of Late Manikchand Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
3. Urmila Devi Wife of late Dhananjay Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
4. Anirudha Thakur Son of late Sukhdeo Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
5. Lalan Prasad Thakur Son of late Jwaldhar Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
6. Prabhu Narayan Thakur Son of late Permanand Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
7. Mithlesh Devi Wife of late Ravindra Kumar Sinha Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
8. Krishnamurari Thakur Son of late Sambhunath Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
9. Radheyshyam Thakur Son of late Kailash Bihari Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
10. Shila Sharma Wife of late Narendra Mohan Sharma Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
11. Hari Shankar Thakur Son of late Nagendra Prasad Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
12. Krishnakant Thakur Son of late Sukhdeo Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.
13. Sanjay Kumar Thakur Son of late Baleshwar Thakur Resident of Village- Madhubani, P.O.- Patahi, P.S.- Sadar District- Muzaffarpur.

... .. Petitioner/s

Versus

1. The Union Of India
2. The Secretary, Department of Road Construction and Transport and High Ways. Govt. of India, New Delhi
3. The National High Ways Authority of India, through its Project Director.
4. The State of Bihar , through the Secretary, Land Acquisition Department.
5. The Secretary, Land Acquisition Department, Govt. of Bihar, New Secretariat, Patna.
6. The District Magistrate, Muzaffarpur.
7. The District Land Acquisition Officer-cum-Competent Authority, Muzaffarpur.
8. The Project Director, N.H.A.I. Project Execution Unit Muzaffarpur.



... .. Respondent/s

Appearance :

For the Petitioner/s : None
For the Respondent/s : Mr. Md. Khurshid Alam- AAG-12
For the NHAI : Dr. Anand Kumar, Advocate
Mr. Rajan Prakash, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 15-09-2025 No one appears on behalf of the petitioner, though learned State counsel as also learned counsel representing the NHAI are present.

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

“I. for issuance of an appropriate writ/s, order/s, direction/s in the nature of mandamus commanding and directing the appropriate authority to provide compensation with enhanced rate to the petitioners as per provision contained under Right To Transparency Fair Compensation And Acquisition, Land In Rehabilitation And Resettlement Act 2013 as has been provided to other similarly situated farmers whose land have been acquired in the same year i.e. 2009 under the same project for expansion/widening of national high way no.77 by national high way authority under national high way act 1956.”



3. A counter-affidavit of the respondent nos. 6 and 7, the District Magistrate, Muzaffarpur and the District Land Acquisition Officer, Muzaffarpur respectively is/are present after service of notice on the learned counsel for the petitioner on 10.05.2018. As per it, the acquisition took place in the year 2009, all the provisions for determination of compensation amount as well as payment was completed under the provision of N.H. Act 1956. Admittedly, they have received the amount.

4. As recorded above, the counter-affidavit was served upon the petitioner in the year 2018, seven years later, there is no reply to it.

5. However, since there is no appearance on behalf of the petitioner, the writ petition stands dismissed for non-prosecution.

(Rajiv Roy, J)

Adnan/-

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