

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.1732 of 2015

1. Ram Prasad Rai Son of Late Kailash Rai
2. Sri Sheo Shankar Sharma Son of Late Ram Chandra Mistry @ Ram Chandra Sharma
3. Urmila Sinha D/o Late Habju Jywar , W/o late Ram Lakhan Rai
4. Bangali Rai Son of Late Ram Pd. Rai
5. Nanda Rai Son of Late Ganga Rai resident of Village Digha , P.S. Digha , District- Patna
6. Deobrat Yadav@ Deobrat Rai Son of Late Dwarika Rai.
7. Ganpat Rai Son of Ram Prasad Rai
8. Dayal Rai @ Dayal Kumar Rai Son of Late Deoraj Rai All resident of village Bansh Kothi, Police Station- Digha , District and Town- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Commissioner , Irrigation Govt. of Bihar third Secretariat Patna
3. The Director land Acquisition irrigation third Secretariat Govt of Bihar Patna.
4. The District Land Acquisition Officer, Patna.
5. The Divisional Commissioner, Patna Division, Patna

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Ms. Pravina Kumari, Advocate
For the State	:	Mr. Bijay Bhushan Prasad, AC to SC-13

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

5 22-09-2025 Learned counsel for the petitioners pray for and is allowed the implead the Divisional Commissioner, Patna Division, Patna as respondent no.5 in course of the day.

2. Heard the parties.

3. The present petition has been preferred for the grant of following relief(s):



“for issuance of writ of mandamus directing the respondents for payment of compensation alongwith interest over the award of the court to the writ petitioners regarding acquisition of their lands for the construction of storm drainage scheme (Digha Sevarage Nala) at Village Digha No.1 acquired vide Notification Under Section 4(1) and 17(4) dated 21.01.1989 in which Award of the court was passed on 30.12.1989 by Sp; L.A. Judge IV Patna in which two set of cases were decided. The L.A. Case No. 116 of 1995 to 164 of 1995 were for payment of interest over the amounts of interest and from L.A. case No.165 of 1995 to 214 of 1995 are for land value with interest as per Award of the court.”

4. Second supplementary counter affidavit has come on behalf of the District Land Acquisition Officer, Patna bringing all the chart to show the payment details.

5. This Court is of the opinion that the necessary steps have been taken by the respondents. Learned counsel for the petitioners at this stage submits that they may be permitted to



file appropriate petition before the Divisional Commissioner, Patna Division, Patna as still they have some grievance relating to the details given by the concerned District Land Acquisition Officer, Patna.

6. Learned State counsel has no objection

7. In that background, the writ petitions stands disposed of allowing the petitioner to approach the newly added respondent the Divisional Commissioner, Patna Division, Patna and if such fresh petition is preferred in next four weeks, the same shall be considered, all the concerned respondents noticed and the matter has to be taken to its logical conclusion on merit by 31st March, 2026 taking into account the fact that the writ petition was pending before Patna High Court.

8. The writ petition stands disposed of with the aforesaid observation.

(Rajiv Roy, J)

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