HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 7180/2024

1. Sukh Dev Vishnoi S/o Gopa Ram Vishnoi, Aged About 58 Years, Balaji Nagar, Guda Vishnoyan, District Jodhpur (Raj.).
2. Jeta Ram Khava S/o Gopa Ram Khava, Aged About 53 Years, Khawo Ki Dhaniya, Guda Vishnoyan, District Jodhpur (Raj.).
3. Swaroop Ram S/o Gopa Ram, Aged About 47 Years, Guda Vishnoyan, District Jodhpur (Raj.).

----Petitioners

Versus

1. Union Of India, Through The Secretary, Ministry Of Road, Transport And Highway, Government Of India, New Delhi.
2. The Chief Engineer (National Highway), Public Works Department, Government Of Rajasthan, Jaipur (Raj.).
3. The Prescribed Authority (Land Acquisition) And Sub Divisional Officer, Rohet, Pali, District Pali, Rajasthan.
4. The Project Director And Executive Engineer, Public Works Department, National Highway Block, Pali (Raj.).

----Respondents

For Petitioner(s)	:	Mr. Pradeep Swami
For Respondent(s)	:	Mr. Ashwariya Anand Mr. Mahaveer Bishnoi, AAG

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

21/01/2025

Heard.

Learned counsel for the petitioners submits that the controversy involved in the present case is squarely covered by a judgment dated 07.01.2025 passed by this Court in **S.B. Civil**

Writ Petition No.12356/2024(Jeta Ram vs. Union of India & Ors.).

Learned counsel for the respondent submits that only difference is that the petitioners have not approached the Arbitrator in the present case. However, if the petitioners seek permission to approach the Land Acquisition Officer, the judgment rendered by this Court in case of Jeta Ram (supra) may be applicable in the present case.

In view of the above submissions, the writ petition is disposed of in terms of the judgment rendered by this Court in Jeta Ram's case (supra) and the petitioners are given liberty to approach the concerned Land Acquisition Officer by way of filing an appropriate application for grant of solatium and interest and the Land Acquisition Officer is directed to decide the said application expeditiously, after giving reasonable opportunity of hearing to all the concerned parties, by passing a reasoned and speaking order preferably within a period of three months from the date of receipt of such application.

It is made clear that the respondents will be at liberty to raise all the grounds available to them including the ground of delay in filing such application.

The stay application as well as other pending misc. applications, if any, stand disposed of accordingly.

(VINIT KUMAR MATHUR),J

19-SanjayS/-