

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14973 of 2016

Chandra Deo Singh @ Chandrama Singh Son of Late Shivdhari Singh.
resident of Village- Barej, P.O. Kauriram, P.S- Mohania, District- Kaimur, at
Bhabua.

... .. Petitioner/s

Versus

1. The Union Of India
2. The Ministry of Road Transport and Highway, Union of India, New Delhi,
through it's Secretary.
3. The Chairman, Indian National Highway Authority, New Delhi.
4. The National Highway Authority of India, Project Workshop Unit, Varanasi
through it's Project Direc
5. The Secretary, Department of Land Acquisition, Govt. of Bihar, Patna.
6. The Commissioner, Patna Division, Patna.
7. The Collector, Kaimur at Bhabua.
8. The Competent Officer-cum-District Land Acquisition Officer, Kaimur at
Bhabua.
9. The Land Acquisition Advisory Committee, Kaimur at Bhabua,
10. The Circle Officer, Mohania, Kaimur at Bhabua.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Ram Ishwar Prasad, Adv.
For the NHAI	:	Mr. Rajesh Kumar Shandilya, Adv. Ms. Ankita Kumari, Adv.
For the State	:	Ms. Nutan Sahay, AC to AAG-12

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 06-04-2026 Heard learned counsel for the parties.

2. The present writ application has been preferred for
the following reliefs:-

*(i) For setting aside the order dated 21.03.2015
passed by the Court of Additional Collector-cum-Arbitrator,
Kaimur at Bhabua in Misc. Case No.- 309/2014-15 [Jag
Narayan Singh Singh VS. The Indian National Highway
Authority & Ors.] whereby and where under the rates fixed*



by the District Land Acquisition Officer, Kaimur at Bhabua vide his order dated 30.04.2012 in connection with the land of the petitioner pertaining to Khata No.-202, Plot No.-713, Rakba- 63 sq.mt. at Mauza - Barej, Revenue Thana No. 538, Anchal & Block - Mohania has been affirmed and allowed without following the facts and circumstances of the case.

(ii) For setting aside the order dated 30.04.2012 passed in Land Acquisition Case No. 35/2012-15 by the respondent no. 8, i.e., the Competent Officer-cum-District Land Acquisition Officer, Kaimur whereby the rates of the land of the petitioner in question has been fixed at lowest rate without considering the commercial rates, the existing marketing rates and other material evidences available on record.

(iii) To declare and hold that the order dated 30.04.2012 passed by the Competent Officer-cum-District Land Acquisition Officer, Kaimur is unjust, improper, mala fide and incorrect and is not based on proper verification and assessment of land in question in the facts and circumstances of the case.

(iv) To hold and declare that the petitioner is a bonafide and genuine land owner of the land in question belonging to the category of commercial class but the compensated amount for the land has been fixed at very low rate and it is not based on proper verification / assessment of land in question and further not in accordance as prescribed under provisions of Act/law.

(v) For grant of any other relief or reliefs, if the petitioners are found entitled to.

3. At the very outset, learned counsel for the petitioner seeks permission to withdraw this application to file proper application before the appropriate forum for his grievance.



- 4. The liberty for the same is granted.
- 5. Accordingly, the writ application is disposed of.

(Khatim Reza, J)

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