

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Jurisdiction Case No.3554 of 2025

In
Civil Writ Jurisdiction Case No.3008 of 2017

=====

Abhay Kumar Son of Late. Surendra Prasad Sharma, Resident of Village-
Kurkuri, P.S.- Phulwari Sharif, District- Patna at present at Mohalla- Vikas
Nagar, Kurji, P.S.- Digha, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar its Principle Secretary, Land and Revenue Department
Government of Bihar, Patna.
2. District Magistrate/Collector, Patna.
3. District and Acquisition Officer, Patna.
4. Additional Collector cum- Arbitrator, Patna.
5. Registrar, District Registration Office, Patna.
6. National Highway Authority of India, through its Managing Director, New
Delhi.
7. Regional Director, National Highway Authority of India, Bihar, Patna.
8. Union of India, through its Secretary, Ministry of Road Transport and Raj
Marg, New Delhi.
9. Deputy Secretary, Ministry of Road, Transport and Raj Marg, New Delhi.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s	:	Ms. Sukanya Bharti, Adv.
For the State	:	Mr. Md. Khurshid Alam, AAG 12
For the NHAI	:	Dr. Anand Kumar, Adv.
		Mr. Ranjan Prakash, Adv.

=====

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

3 09-01-2026 Heard Ms. Sukanya Bharti, learned Advocate for the

petitioner and the learned Advocate for the State as well as Dr.

Anand Kumar, learned Advocate representing the NHAI.

2. The present application has been filed for
modification of the order dated 03.02.2020 passed in CWJC No.
3008 of 2017 to the extent it requires correction of the cause



title of the petitioner in view of the order dated 23.01.2020 passed in the afore noted case allowing the Interlocutory Application for substitution of the original petitioner, who is said to have died on 16.02.2019, by his son.

3. Learned Advocate for the petitioner taking this Court through the order dated 23.01.2020 passed in CWJC No. 3008 of 2017 has submitted that on account of demise of the original petitioner, his son Abhay Kumar had filed I.A. No. 1 of 2019 for substituting his name, in place of the original petitioner. I.A. was disposed of with a direction to substitute the name of Abhay Kumar but due to inadvertence, in the final order dated 03.02.2020 in the cause title, in place of the name of Abhay Kumar, son of late Surendra Prasad Sharma, the name of the original petitioner has been mentioned and, as such, the petitioner is facing difficulty to approach the authority concerned in terms with the order of the Court.

4. Learned Advocates for the State and the NHAI submit at the Bar that the order was passed long back on 03.02.2020 and the petitioner has approached this Court for modification of the order after five years.

5. Be that as it may, considering the submissions advanced by the learned Advocates for the respective parties



and taking note of the order dated 23.01.2020 passed by this Court, whereby substitution petition was allowed and direction has been given to substitute the name of Abhay Kumar but the same could not be done, the present modification application stands allowed with a direction to the office to make necessary correction in the cause title of the order dated 03.02.2020 forthwith.

6. The modification application stands allowed.

(Harish Kumar, J)

Anjani/-

U			
---	--	--	--

