

2026:JHHC:1450

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No.7685 of 2025**

Rup Lal Murmu, aged about 36 years, S/o Late Rempa Manjhi, permanent resident of Konarbeda, P.O & P.S Petarbar, Bundu, District Bokaro (Jharkhand) - 829121.

..... Petitioner

Versus

1. State of Jharkhand.
2. Secretary, Land and Revenue, Government of Jharkhand, At Project Bhawan, P.O & P.S Dhurwa District: Ranchi -834004.
3. Deputy Commissioner, Bokaro P.O & PS Bokaro, District Bokaro (Jharkhand)
4. Circle officer, Petarbar, Bokaro P.O & P.S Petarbar District Bokaro.
5. Project Director, National Highway Authority of India, Bokaro Area having office at Kaju Bagan, Jara Toli P.O& P.S Ramgarh District Ramgarh.

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner : Mr. Rajveer Singh, Advocate
For the Resp.-State : Mr. Ankit Kumar, A.C to SC-I
For the Resp.-NHAI : Mrs. Sweety Topno, Advocate
Mr. A. R. Kisku, Advocate

02/Dated: 20th January, 2026

1. Heard learned counsel for the parties.
2. The description of land is as follows :-
"Plot No.0 and 469, Mauja - Bandu, Thana - 0021, Holding No.51, Area - admeasuring 3 acres 60 decimals."
3. The petitioner has claimed compensation as the land has been utilized by the National Highway Authority of India.
4. It has been submitted by the learned counsel for the petitioner that the name of the petitioner has been mutated in Register - II and he has sale deed of the year 1940 and other documents. Thus, on the above basis, possession and title over the land, in question, has been claimed by the petitioner.
5. On the other hand, counter affidavit has been filed by the respondent-State wherein it has been stated that there is

no mentioning in the register that how the name of the petitioner has been entered in Register - II.

6. Having heard learned counsel for the parties and from perusal of record, it appears that there is a claim and counter claim which requires appreciation of evidence and determination by the competent civil court.

7. To determine such issue, already a provision has been made by the Parliament in the form of Section 3H(4) of the National Highway Act, which reads as under :-

“If any dispute arises as to the apportionment of the amount or any part thereof or to any person to whom the same or any part thereof is payable, the competent authority shall refer the dispute to the decision of the principal civil court of original jurisdiction within the limits of whose jurisdiction the land is situated.”

8. In view of above mandate of law, the present writ petition is, hereby, disposed of directing the Competent Authority for Land Acquisition to refer the dispute for adjudication, if any such application is filed by the petitioner within four weeks from the date of receipt of copy of this order.

9. With above observation and direction, the present writ petition is, hereby, disposed of.

10. Pending interlocutory application, if any, also stands disposed of.

(Rajesh Kumar, J.)

20th January, 2026
Ravi-Chandan/-
Uploaded on 21.01.2026