

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No. 2117 of 2019

Ashok Kumar Thakur & Ors.

... .. **Petitioner(s)**

Versus

Union of India & Ors.

... .. **Respondent(s)**

CORAM : SRI ANANDA SEN, J.

For the Petitioner(s) : Mr. Anwar Hussain, Advocate
Mr. Jayant Kr. Pandey, Advocate
For the Respondent(s) : Mr. Prashant Kumar Singh, DSGI
Mr. Karbir, AC to DSGI
Mr. Ashish Kr. Shekhar,
AC to SC (L&C)-II

10/ 09th April, 2026

1. It is the grievance of the petitioners that the Railways without acquiring the land are using the same for the purpose of storing sand and other materials and they have also dug a trench.
2. Without acquiring the land or without paying any compensation or fees, no land can be acquired or used by the Railways. Raiyats/owner of the land must be compensated if their land is used. Further lands can be utilized by third party user only after acquisition.
3. Considering the aforesaid submission, I direct the petitioners to implead the State of Jharkhand and the Deputy Commissioner, Deoghar as party respondents.
4. The Deputy Commissioner, Deoghar after getting the land of Khata No.16 & 21, Plot No.162/2011, Area-1 acre 70 Decimal, Mouja No.355, Mouja-Karmatand, inspected by any nominated person, will send a report to this Court as to whether actually this land belongs to the petitioners or not and whether the said land has been utilized by the Railways by any means or not.
5. The petitioners are directed to make necessary corrections in the cause title in red ink by impleading the State of Jharkhand and the Deputy Commissioner, Deoghar as party respondents.
6. Mr. Ashish Kumar Shekhar, learned counsel accepts notices on behalf of the State.

- 7.** Let a copy of this order be immediately handed over to the learned counsel appearing on behalf of the State.
- 8.** Let the name of Mr. Ashish Kumar Shekhar, be reflected in the cause-list on behalf of the State.
- 9.** List this case after six weeks.

(ANANDA SEN, J.)

09.04.2026
S.K.D/CP-2