

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(C) No.6665 of 2025**

1. Kasoli Rajwar, Aged about 70 years,
2. Mahesh Rajwar, Aged about 58 years,
3. Santosh Rajwar, Aged about 58 years,
All Sons of Lalji Rajwar,
4. Lakshmi Charan Rajwar, Aged about 68 years,
5. Kali Charan Rajwar, Aged about 74 years,
6. Pancham Rajwar, Aged about 54 years,
7. Madan Rajwar, Aged about 57 years,
8. Daso Rajwar, Aged about 48 years, Son of Runj
Bihari Rajwar
All Sons of Kunj Bihari Rajwar, Daso Rajwar, Aged
about 48 years, Son of Runj Bihari Rajwar,
9. Jageshwar Rajwar, Aged about 56 years, Son of
Bisheshwar Rajwar
10. Harichandra Rajwar, Aged about 56 years,
11. Dewa Rajwar, Aged about 38 years, Both sons of
Tilakdhari Rajwar,
12. Mukesh Rajwar, Aged about 33 years,
13. Vikash Kumar Rajwar, Aged about 30 years, Both
sons of Sukhdeo Rajwar,
14. Baijnath Rajwar, Aged about 56 years, son of
Tilakdhari Rajwar,
All Resident of Village Daarid, P.O.-Uttasara, P.S.
Petarbar, District- Bokaro. **Petitioners**

Versus

1. The State of Jharkhand, through the Deputy
Commissioner, Bokaro, P.O. and P.S. Bokaro, ` District Bokaro.
2. The District Land Acquisition Officer, Bokaro, P.O.
and P.S. Bokaro, District Bokaro.
3. The Circle Officer, Petarbar Circle, P.O. & P.S.
Petarbar, District Bokaro.
4. The National Highway Authority of India through
its Chairman, having its office at National Highway
Authority of India, G-5 & 6, Sector-10, Dwarka, P.O.
and P.S. Dwarka, District New Delhi, Pin Code
110075.
5. The Project Director, Bharat Mala Project, National
Highway Authority of India, PIU Dhanbad, NHAI
Complex, P.O. Bhitia, P.S. Govindpur, District
Dhanbad, Jharkhand.
6. Budhan Rajwar, Son of Late Bhajju Rajwar,
Resident of village Daarid, PO Utasara, PS
Petarbar, District Bokaro, Jharkhand.

..... **Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioners : Mr. Atanu Banerjee, Advocate
Mr. Aditya Banerjee, Advocate
For the Resp.-State : Mr. Ankit Kumar, AC to SC-I
For Resp. Nos.4 & 5 : Mr. Kunal Chandra Suman, Advocate
For the Resp. No.6 : Ms. Neeharika Mazumdar, Advocate

03/Dated: 19th January, 2026

1. The present writ petition has been filed for the following reliefs :-

“(a) for issuance of an appropriate writ/ order/ direction commanding upon the respondents to show cause the concerned respondents as to how the compensation amount against acquisition of their ancestral land in Khata No. 114, Plot No. 489, measuring an area of 0.2694 acres in respect of Award No. 40 in Land Acquisition Case No. 31-12/2020-21 has been paid only to the private respondent no. 6 and no payment has been made to the petitioners.

(b) for issuance of an appropriate writ(s) /order (s) / direction(s) or a writ in the nature of mandamus commanding upon the concerned respondents to recover the amount in respect of acquisition of petitioners' land vide Award No. 40 in Land Acquisition Case No. 31-12/2020-21 which has been wrongly paid to the respondent no.6 and further pay the said compensation amount to the petitioners.”

2. The description of land is as follows :-

“Mouza - Daarid, Block - Petarbar, District - Bokaro, Khata No.-114, Plot No.-489, measuring an area of 0.2694 acres.”

3. It has been submitted by the learned counsel for the parties that the acquisition of land has already been made under the National Highways Act. The payment has also been made to the awardee, but the present petitioners also claim their right over the said piece of land.

4. For resolving such type of dispute, the law provides

provision under Section 3H(4) of the National Highways 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.”

5. In that view of the matter, the present writ petition is, hereby, disposed of giving liberty to the petitioners to file appropriate application before the concerned authority and the concerned authority is directed to act as per the mandate of law, within four weeks from the date of receipt/ production of copy of this order along with the application.

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

7. Pending interlocutory application, if any, stands disposed of.

(Rajesh Kumar, J.)

19th January, 2026
Ravi-Chandan/-
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