

L.P.A. No. 728 of 2023

...

Versus

... Respondents

HON'BLE MR. JUSTICE ARUN KUMAR RAI

: Mr. Jayshankar Tiwari, Advocate

Mr. Avishek Chandra, Advocate

: Mr. Indrajit Sinha, Advocate

Mr. Arpan Mishra, Advcoate

- 1.** The respondent-BCCL has filed detailed counter affidavit.
- 2.** Rejoinder to the counter affidavit has also been filed.
- 3.** The fact about ownership of the land situated at plot no. 338 has seriously been disputed by the respondents-BCCL. It has also been stated in the counter affidavit that the employment has been provided in favour of appellant in lieu of the acquisition of land of plot no. 338 but the said land does not belong to the appellant.
- 4.** It is further case of the respondents-BCCL that the appellant has got employment by virtue of an agreement to transfer the land in favour of the BCCL and now she is going to superannuate from service in the month of August, 2026.
- 5.** However, the aforesaid fact has seriously been disputed by the appellant in the affidavit filed way of rejoinder to the counter affidavit.
- 6.** The respondents-BCCL has stated at paragraph 15 of the counter affidavit that the land was never acquired and was never put to use. However, it has been stated that still the BCCL is ready and willing to offer an amount of Rs. 5,20,766.83 to the

appellant for registration of 2.59 acres of land provided the same is registered by the appellant in the line of the assessment which has been made by the District Land Acquisition Officer, Dhanbad in the year 1998 in LA Case No. 6/95-96 of nearby mauza Bhagabandh.

7. It appears that the agreement is the core to come to the rightful conclusion on the basis of the aforesaid dispute, as referred hereinabove. But the agreement is not available.

8. This Court, therefore, is of the view that a direction is required to be given to the respondents-BCCL to bring the copy of agreement on record.

9. Upon this, Mr. Indrajit Sinha, learned counsel for the respondents-BCCL has sought for two weeks' time for the aforesaid purpose.

10. So far the issue of land having not been used, the same will be considered on the next date of hearing.

11. As prayed for, list this case on 12.02.2026.

(Sujit Narayan Prasad, J.)

(Arun Kumar Rai, J.)

27th January, 2026

Alankar/-