

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 5082/2025

Buntiram S/o Shri Chetram

-----Petitioner

Versus

The Competent Authority (Land Acquisition) & Ors.

-----Respondents

For Petitioner(s) : Mr. Prahlad Sharma

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

08/04/2025

1. Learned counsel for the petitioner submits that it is apparent from the record that excess land of the petitioner was acquired. It is submitted that against the acquisition of excess land, objections were filed by the petitioner praying therein to return the excess land but said objections have been turned down by observing that after publication of notification in the gazette under Section 3D of the National Highway Act 1956, there is no provision of returning the excess land. Counsel submits that Section 101 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013, provides that unutilized land may be returned to the original owner.

2. In view of above submissions, issue notice to respondent Nos.1 to 5, through both the process, returnable on next date of hearing. Requisites be filed within a period of two weeks, failing which, this petition shall stand dismissed without any further reference to the bench.

3. If the requisites are filed within given time, list this matter after six weeks.
4. Meanwhile, parties are directed to maintain status quo with regard to the land in question.

(ANIL KUMAR UPMAN),J