



2026:UHC:4827

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			WPMS 1765/2026 <u>Hon'ble Manoj Kumar Tiwari, J.</u> Mr. Pankaj Tangwan, Advocate, for the petitioner. Mr. Manoj Kumar, Central Govt. Standing Counsel, for the Union of India. Mr. Sudhir Nailwal, Standing Counsel, for the State. Mr. Naresh Pant, Advocate, for the NHAI. (2) According to petitioner, his land was acquired for construction of national highway, however entire amount determined as compensation was released in favour of respondent no. 4 and 5, despite objection raised by the petitioner. By means of this writ petition, petitioner has sought the following reliefs: <i>"i-Issue a writ, order or direction in the nature of Mandamus directing the respondents to determine the lawful share of the petitioner in respect of acquired land comprised in Khasra No. 688, Khatauni No. 00045.</i> <i>ii-Issue a writ, order or direction directing the respondents to release the petitioner's share from the compensation amount of Rs.83,52,832/- together with all statutory benefits.</i> <i>iii-Issue a writ, order or direction directing the respondents to pay interest on the petitioner's share of compensation from 07.08.2020 till actual payment.</i> <i>iv-Issue a writ, order or direction directing production of the entire acquisition record, compensation disbursement record and claimant file before this Hon'ble Court."</i> (3) Learned Counsel for the respondents submit that petitioner has remedy under Section 3H(4) of the National



		Highways Act, 1956. Section 3H(4) reads as under: <i>“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.”</i> (4) Having regard to the statutory remedy available to the petitioner, writ petition is disposed of by permitting the petitioner to approach the Competent Authority, Land Acquisition by making a formal application for apportionment of the amount of compensation. Competent Authority, Land Acquisition shall deal with the application as per the provision contained under Section 3H(4) of the aforesaid Act. Needful be done by the Competent Authority, Land Acquisition within six weeks from the date of presentation of such application by the petitioner. (Manoj Kumar Tiwari, J.) 15.6.2026 Pr
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