



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - C No. - 9184 of 2026

Rajiv Gupta

.....Petitioner(s)

Versus

Union Of India And 3 Others

.....Respondent(s)

Counsel for Petitioner(s)	: Balendra Deo Misra, Ram Ji Singh
Counsel for Respondent(s)	: A.S.G.I., C.S.C., Paras Nath Rai, Pranjal Mehrotra

Court No. - 21

**HON'BLE MAHESH CHANDRA TRIPATHI, J.
HON'BLE KUNAL RAVI SINGH, J.**

1. Heard Sri B.D. Mishra, learned counsel for the petitioner, Sri Pranjal Mehrotra for the respondent no. 4 and Sri Hare Ram Tripathi, learned counsel for the State - Respondents.
2. In the instant proceeding, the petitioner has challenged the impugned award dated 04.11.2019 passed by Land Acquisition Officer and the order dated 02.01.2026, whereby the application of the petitioner has been turned down. The precise case as set up before us in the instant proceeding is that the award was made on 09.01.2019. On account of certain discrepancy in the award, it was reviewed on 04.11.2022.
3. Learned counsel for the petitioner in this backdrop has vehemently contended that the respondent authority did not have such power under Land Acquisition Act 1894/the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 or NHAI Act, 1956. In support of his submission, he has placed reliance on a judgement passed by the Apex Court in **Civil Appeal No. 6638 of 2010 (Naresh Kumar and others Vs. Government (NCT of Delhi)** dated 17 October, 2019 and the Division Bench judgement and order dated 26.02.2020 passed in bunch matter leading one is **Writ-C No. 22248 of 2019 (Sita Ram and 47 others Vs. Union of India and 3 others)**.

4. The matter requires consideration.

5. All the respondents are accorded three weeks time to file objection in the instant proceeding. One week thereafter is granted to file rejoinder affidavit.

6. Put up as fresh on 20.04.2026.

7. As an interim measure, we direct that the amount of Rs. 37,35,348/-, as quantified by concerned authority shall be placed in a fixed deposit by the concerned bank in which the compensation was paid. The bank account of the petitioner shall be de-freezed and the petitioner shall be at liberty to use his account for the remaining amount.

8. The petitioner shall place a certified copy of the order to the concerned bank and the Branch Manager shall do the needful within a week thereafter.

(Kunal Ravi Singh,J.) (Mahesh Chandra Tripathi,J.)

March 18, 2026

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