

24.04.2024

Ct. no.654

Sl. No.208

ss

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(Appellate Side)

W.P.A. 3113 of 2023
(specially assigned)

Reena Gupta
Vs.
National Highways Authority of India & ors.

Mr. Supratim Dhar
Mr. Kaustav Banerjee
... for the petitioner

Mr. Ashim Kumar Ganguly
Mr. Sambuddha Dutta
Mr. Bellal Sk.
... for the State

Mr. Subrata Bhattacharjya
Mr. Subhas Roy
Ms. Benazir Sk.
... for the N.H.A.I.

Report in the form of affidavit filed on behalf of the respondent-N.H.A.I. is taken on record. Copy served.

Mr. Supratim Dhar, learned Advocate for the petitioner indicates that the exception to the report has been wrongly mentioned as '*exception to the report filed by the State-respondent*', which should be considered as an exception to the report filed by the respondent-N.H.A.I.

In view of such submission, the exception filed by the petitioner is considered to be against the report of the respondent-N.H.A.I. Such exception is taken on record. Copy served.

Mr. Dhar, learned Advocate for the petitioner submits that the petitioner was granted compensation of Rs.87,09,794/- which she received on objection. By the

letter dated 27th July, 2016 the petitioner prayed for revaluation of her property. On such prayer the respondent No.4, Competent Authority, re-valued an additional amount of Rs.38,71,165/- in favour of the petitioner on 30th October, 2017. However, since revaluation the respondent-N.H.A.I. has not taken any step for disbursement of the aforesaid amount in favour of the petitioner. Hence, this writ petition.

Mr. Ashim Kr. Ganguly, learned Advocate for the State-respondent seeks to file report in the form of affidavit.

Upon perusal of the case file, it appears that a brief history in connection with the writ petition has been submitted by the State-respondent. However, no report in the form of affidavit has been filed by the State-respondent.

Accordingly, State-respondent is directed to file report in the form of affidavit annexing the relevant documents including the order of revaluation as well as the communications made between the State-respondent and the respondent-N.H.A.I. after passing of the order of revaluation, if any, in connection with such revaluation, within three weeks from date. Exception to such report, if any, be filed within a week thereof.

Let the matter appear four weeks hence under the same heading.

(Bivas Pattanayak, J.)