



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.09.2016

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE V.BHARATHIDASAN

Writ Petition (MD) No.15196 of 2013

Shahul Hameed

... Petitioner

Vs.

1.The District Collector,
Collectorate,
Pudukkottai.

2.The Special District Revenue Officer,
Competent Authority of NHAI
Pudukkottai.

3.The Project Director,
Project Implementation Unit,
National Highways Authority of India,
No.1, Second Floor, Subramaniapuram,
3rd Street, Karaikudi-02.

4.Project Director,
Project Implementation Unit,
National Highways Authority of India,
New No.6, Old No.44,
1st Floor, 3rd Main Road,
Ponnagar, Tiruchirappalli-01.

5.The Divisional Engineer,
Trichy Division,
Southern Railways,
Trichy.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the 2nd respondent to consider the petitioner's representation dated 25.04.2013 and consequently direct the respondents to refrain from interfering with the petitioner's peaceful enjoyment of the property in S.No.654/1 in Kalamavur Village, Kolathur Taluk, Pudukkottai District, without following the due process of law.

For Petitioner

: Mr.K.Prabhakar

<https://hcservices.ecourts.gov.in/Reservices>

For Respondent

: Mr.V.Muruganandham

Addl. Govt. Pleader

for RR-1 & 2



Mr.C.Arul Vadivel @ Sekar
for RR-3 & 4
Mr.S.Manohar for R-5

ORDER

The petitioner has filed the present writ petition seeking a direction, directing the 2nd respondent to consider his representation dated 25.04.2013 and consequently direct the respondents to refrain from interfering with his peaceful enjoyment of the property in S.No.654/1 in Kalamavur Village, Kolathur Taluk, Pudukottai District, without following the due process of law.

2.The third respondent filed a counter affidavit stating that the petitioner's land has been acquired by the respondent by following due process of law and an award was also passed.

3.In view of the above submission, nothing survives for adjudication in the present writ petition. Accordingly, this writ petition is dismissed. However, liberty is granted to the petitioner to challenge the Land Acquisition proceedings and the award passed by the respondent, if he is so advised. No costs. Consequently, connected M.P.(MD).No.1 of 2013 is also dismissed.

Sd/-

Assistant Registrar

/True Copy/

Sub-Assistant Registrar

To

- 1.The District Collector,
Collectorate, Pudukkottai.
- 2.The Special District Revenue Officer,
Competent Authority of NHAI, Pudukkottai.
- 3.The Project Director,
Project Implementation Unit,
National Highways Authority of India,
No.1, Second Floor, Subramaniapuram,
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- 4.Project Director,
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New No.6, Old No.44, 1st Floor, 3rd Main Road,
Ponnagar, Tiruchirappalli-01.
- 5.The Divisional Engineer, Trichy Division, Southern Railways,
Trichy.

+One cc to Mr.C.Arulvadivel @ Sekar, Advocate, SR.No.55729

+One cc to The Special Government Pleader, SR.No.56087

vs

<https://hsr.judgesecourt.gov.in/cases/10.2016>

W.P(MD)No.15196 of 2013

26.09.2016