

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.09.2017

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THE HON'BLE MR. JUSTICE **M.DURAI SWAMY**

**W.P.No.24388 of 2017**

R.Natarajan

[ Petitioner ]

Vs

- 1 The District Collector cum Arbitrator Under the National Highways Act Collectorate Salem.
- 2 The Competent Authority & Special District Revenue Officer (L.A) National Highways 68 3D/8 Ram Nagar Swarnapuri 2nd Gate Salem Salem District.
- 3 National Highways Authority of India Rep by its Project Director Project Implementation Unit Sri Nagar Colony Narasothipatti Salem 636 007.

[ Respondents]

Petition filed under Article 226 of The Constitution of India praying to issue a writ of mandamus directing the 1st respondent to conduct the proceeding for re-determination of compensation as per section 3 (G) (5) (6) and 7 of the National Highways Act – 1956 after affording an opportunity to the petitioner to mark documents and to lead evidences and to conclude the same within the stipulated time.

For Petitioner : Mr.D.Muthukumar

For Respondents : Mr.R.Venkatesh, GA

**ORDER**

Mr.R.Venkatesh, learned Government Advocate, takes notice for the respondents and by consent, the main writ petition is taken up for disposal at the admission stage itself.

2. The petitioner has filed the above Writ Petition to issue a writ of mandamus directing the 1st respondent to conduct the proceeding for re-determination of compensation as per Section 3 (G) (5) (6) and 7 of the National Highways Act, 1956, after affording an opportunity to him to mark documents and to lead evidences and to conclude the same, within a time frame.

3. Admittedly, the proceedings are pending before the 1<sup>st</sup> respondent/Arbitrator under the National Highways Act.

4. The learned counsel appearing for the petitioner submitted that the petitioner had appeared before the 1<sup>st</sup> respondent and also produced all the documents before the 1<sup>st</sup> respondent, however, the 1<sup>st</sup> respondent has not concluded the proceedings so far.

4. Mr.R.Venkatesh, learned Government Advocate, appearing for the respondents submitted that the 1<sup>st</sup> respondent may be

directed to consider the petitioner's case and conclude the proceedings within a period of eight weeks'.

5. Having regard to the submissions made by the learned counsel on either side, without expressing any opinion with regard to the merits of the case, I direct the 1<sup>st</sup> respondent to consider the case of the petitioner and pass orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

With this observation, the Writ Petition is disposed of. No costs.

12.09.2017

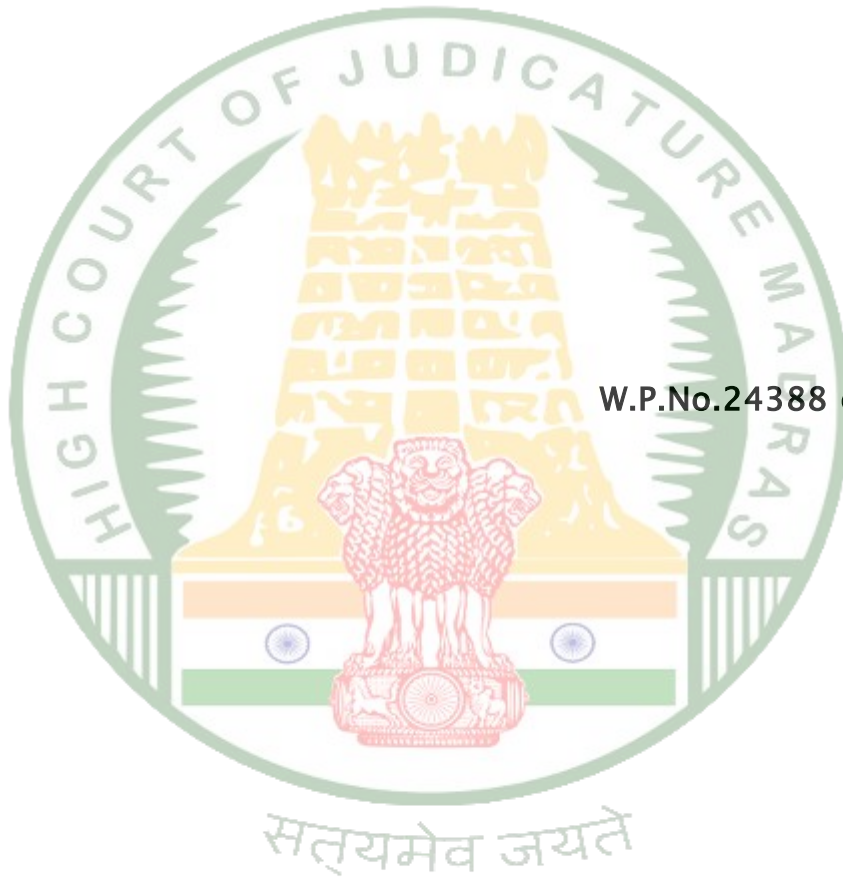
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To

- 1 The District Collector cum  
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National Highways 68 3D/8 Ram Nagar  
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M.DURAISWAMY,J

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