



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.11.2017

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE R.MAHADEVANW.P(MD)Nos.20923 to 20935 of 2017

N.JOTHI	... Petitioner in WP(MD). 20923/ 2017
A.MOHAMED ANSARI	... Petitioner in WP(MD). 20924/ 2017
A.AYISHA KANI	... Petitioner in WP(MD). 20925/ 2017
K.PERIYASAMY GOUNDER	... Petitioner in WP(MD). 20926/ 2017
K.THANGAVEL	... Petitioner in WP(MD). 20927/ 2017
K.THIRUMALAICHAMY	... Petitioner in WP(MD). 20928/ 2017
K.THANGAVEL,	
S/O.KARUPPANA GOUNDER	... Petitioner in WP(MD). 20929/ 2017
K.THANGAVEL	... Petitioner in WP(MD). 20930/ 2017
S/O.KARUPPANA GOUNDER	
S.PAULRAJ	... Petitioner in WP(MD). 20931/ 2017
S.KRISHNAVENI	... Petitioner in WP(MD). 20932/ 2017
P.CHELLAMMAL	... Petitioner in WP(MD). 20933/ 2017
M.SABABATHI	... Petitioner in WP(MD). 20934/ 2017
C.PONGIAMMAL	... Petitioner in WP(MD). 20935/ 2017

Vs.

- 1.The District Collector cum Arbitrator,
Dindigul District,
Dindigul.
- 2.The District Revenue Officer cum
Authorised Competent Authority,
National Highways 209,
Dindigul.
- 3.The Special Tahsildar (Land Acquisition),
N.H.No.209, Oddanchathiram
Dindigul District.



4.The Project Director,
National Highways 209,
Dindigul District,
Dindigul.

... Respondents in all Cases

PRAYER in WP(MD) Nos.20923 to 20935 of 2017: Writ Petitions filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the first respondent herein to dispose of the petitioner's representation dated 27.07.2015, 02/01/2016, 09/10/2015, 08/07/2015, 08/09/2015, 05/09/2015, 02/09/2015, 27/07/2015 and 10/12/2015 respectively for payment of enhanced compensation as per Section 3-G(5) of National Highways Act to the petitioner within the time stipulated time.

For Petitioners : Mr.P.Mahendran
in all cases

For Respondents : Mr.T.S.Mohamed Mohideen,
1 to 3 in all cases Additional Government Pleader.

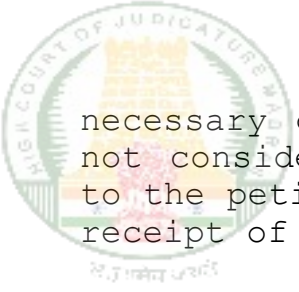
COMMON ORDER

These writ petitions have been filed by the petitioners, seeking to direct the first respondent to dispose of their representations dated 27.07.2015, 08.07.2015, 02.09.2015, 05.09.2015, 08.09.2015, 09.10.2015, 10.12.2015 and 02.01.2016, for payment of enhanced compensation as per Section 3-G(5) of the National Highways Act, 1956 to the petitioners.

2.Heard the learned counsel for the petitioners and the learned Additional Government Pleader appearing for the respondents 1 to 3. By consent, the writ petition is taken up for final disposal at the stage of admission itself.

3.The case of the petitioners is that since the compensation awarded by the second respondent for acquisition of the petitioners' land for the purpose of National Highways 209, from Dindigul to Bangalore, was very low, the petitioners filed their representations before the first respondent under Section 3-G(5) of the National Highways Act, 1956 and since the same have not been disposed of, the petitioners are before this Court with the above prayer.

4.Considering the facts and circumstance of the case and also taking into account the limited scope of the relief sought for by the petitioners, this Court directs the first respondent to consider the representations dated 27.07.2015, 08.07.2015, 02.09.2015, 05.09.2015, 08.09.2015, 09.10.2015, 10.12.2015 and 02.01.2016, filed by the petitioners, for payment of enhanced compensation and pass



necessary orders thereon on merits and in accordance with law, if not considered earlier, after affording due opportunity of hearing to the petitioners, within a period of twelve weeks from the date of receipt of a copy of this order.

5. With the above direction, these petitions are disposed of. No costs.

Sd/-
Assistant Registrar (CSIII)

/True Copy/

Sub-Assistant Registrar

To

1. The District Collector cum Arbitrator,
Dindigul District,
Dindigul.
2. The District Revenue Officer cum
Authorised Competent Authority,
National Highways 209,
Dindigul.
3. The Special Tahsildar (Land Acquisition),
N.H.No.209, Oddanchathiram
Dindigul District.
4. The Project Director,
National Highways 209,
Dindigul District, Dindigul.

+12ccs to The Special Government Pleader, SR.Nos.87451 to 87455,
87457, 87459, 87460, 87464 to 87467

+One cc to Mr.P.Mahendran, Advocate, SR.No.87244

smn
RL/7C/3P/MR/KKR/SAR4/28/11/2017

COMMON ORDER MADE IN

W.P (MD) Nos.20923 to 20935 of 2017