



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.01.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

W.P.(MD)No.24164 of 2017

S.Ayubkhan

... Petitioner

Vs.

1.The District Collector/Arbitrator,
Madurai.

2.The Authorized Officer / Special
District Revenue Officer,
National Highway,
(Land Acquisition-Ramanathapuram
National Highway-49)
Ramanathapuram.

3.National Highways Authority of India,
Rep.by its Project Director,
National Highway 49,
Subramaniapuram 3rd Street,
1st and 2nd Floor, Karaikudi.

... 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 1st respondent to dispose the petitioner's arbitration proceedings in Appeal No.46/MST/Silaiman/2016, within a time frame fixed by this Court.

For Petitioner : Mr.M.Saravanan

For R1 & R2 : Mr.M.Rajarajan

Government Advocate

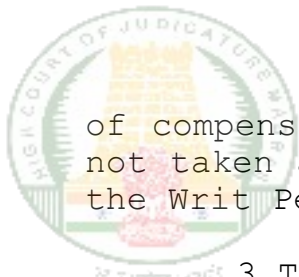
For R3 : Dr.R.Rajagobal

Standing counsel.

ORDER

This Writ Petition has been filed seeking a direction to the first respondent to dispose of the petitioner arbitration proceedings pending before the first respondent.

2.According to the petitioner his land was acquired by the first respondent for the purpose of laying NH45. Subsequently an award has also been passed. Being not satisfied with the quantum of award, the petitioner has filed an application seeking enhancement



of compensation on 09.11.2016, but so far the first respondent has not taken any steps to dispose of the application. Hence, he filed the Writ Petition.

3. Today, when the matter is taken up for hearing, the learned Government Advocate appearing for the respondents 1 and 2, based on the instructions given by the first respondent has submitted that the first respondent will dispose of the application of the petitioner within a period of six months from the date of receipt of a copy of this order and he has also produced the proceedings sent by the District Collector / the first respondent dated 09.01.2018.

4. In view of the undertaking given by the first respondent, this Writ Petition is disposed of and the first respondent is directed to dispose of the application made by the petitioner within a period of six months from the date of receipt of a copy of this order after affording opportunity to the petitioner. No costs.

Sd/-

Assistant Registrar(C.O)

/True Copy/

Sub-Assistant Registrar

To

1. The District Collector/Arbitrator,
Madurai.

2. The Authorized Officer / Special
District Revenue Officer,
National Highway,
(Land Acquisition-Ramanathapuram
National Highway-49)
Ramanathapuram.

3. The Project Director, National Highways Authority of India,
National Highway 49,
Subramaniapuram 3rd Street,
1st and 2nd Floor, Karaikudi.

+One cc to Mr.R.Subramanian, Advocate, SR.No.41418

+One cc to Dr.R.Rajagopal, Advocate, SR.No.41593

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RL/6C/2P/SKN/RSK/SAR4/19/2/2018