

THE HON'BLE SRI JUSTICE A.V.SESHA SAI

W.P.No.30915 of 2018

ORDER:

When the matter is taken up, it is brought to the notice of this Court that this Court in an identical set of circumstances disposed of W.P.No.36687 of 2017 and batch by way of a common order dated 04.12.2017 and a copy of the same is placed on record. The operative portion of the said order reads as under:

“In view of the same, where the petitioners have not consented for acquisition of the properties, the respondents have to follow due process of law as envisaged under the provisions of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. Only after following the said procedure, the respondent-authorities shall demolish and evict the petitioners from their respective properties. In case the petitioners give consent for acquisition, the respondent-authorities may proceed further on the basis of consent given by them.”

2. It is also brought to the notice of this Court that the Government recently issued G.O.Ms.No.330 (MA & UD) dated 28.12.2017 with regard to payment of compensation where the consent is expressed and they will also follow the same and in the event of non-acceptance for the said course of action, the respondent Corporation will follow due process of law as indicated supra.

3. Following the above said common order dated 04.12.2017 in W.P.No.36687 of 2017 and batch and for the reasons recorded therein, this writ petition is also disposed of in terms thereof. As a sequel, the miscellaneous petitions, if any, shall stand closed. There shall be no order as to costs.

A.V.SESHA SAI, J

Date:28.08.2018
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THE HON'BLE SRI JUSTICE A.V.SESHA SAI



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Dated 28.08.2018

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