

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.08.2019

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Rev.Appln(Writ).No.155 of 2019
in
WP No.3640 of 2001

Ravi Sam

...Petitioner

vs.

1. The Govt. of Tamil Nadu,
Rep.by its Secretary to Government,
Housing and Urban Development Department,
Chennai-600 009.
2. Special Tahsildar(Land Acquisition),
Housing Scheme No.3,
Coimbatore.
3. The Executive Engineer & Admn.Officer,
Coimbatore Housing Unit,
Tamil Nadu Housing Board,
Coimbatore.

... Respondents

PRAYER: Review Petition filed under Order 47 Rule 1 of CPC read with Section 114 of C.P.C in the order passed in the Writ Petition in W.P.No.3640 of 2001 dated 24.06.2019.

The writ petition filed under Article 226 of the Constitution of India, to issue a writ of Certiorari, to call for the records of the 2nd respondent herein., pertaining to the Notification under Section 4(1) of the Act, notified in the Gazette on 20.03.1991 and the Declaration under Section 6 of the Act, notified in the Gazette on 28.05.1992, in respect of the Ganapathy Neighbourhood Scheme Phase 2", in respect of the lands measuring about 3.03 acres, in SF No.411/1 and 411/2, in Vilankurichi Village, Coimbatore North Taluk and quash the same.

For Petitioner : Mr.A.R.L.Sunderasan
Senior Counsel for G.Sankaran

For Respondents : Mr.M.Elumalai,
Government Advocate
for R1 & R2.
Dr.R.Gowri, SC
for TNHB for R3.

O R D E R

The learned Senior Counsel appearing for the petitioner would submit that the review application was filed to bring to the notice of this court that, the land acquisition proceedings were initiated in the name of a dead person and to establish the fact that the land acquisition proceedings against the deceased person is unjustifiable.

2. This Court is of the view that the contentions advanced by the learned Senior counsel for the petitioner cannot be the grounds of the review application. It is settled principle that, a review application is not re-agitating in disguise. Thus, in the absence of any error that is apparent on the face of record, this review application is not maintainable.

3. For such reason, this Court is not inclined to entertain the review application. Accordingly, the petition is dismissed. No costs.

Sd/-
Assistant Registrar(CO)

//True copy//

Sub Assistant Registrar

ssb
To

1. The Secretary to Government,
The Govt. of Tamil Nadu,
Housing and Urban Development Department,
Chennai-600 009.
2. Special Tahsildar(Land Acquisition),
Housing Scheme No.3,
Coimbatore.
3. The Executive Engineer & Admn.Officer,
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+1cc to Mr.G.Sankaran, Advocate SR.No.72963

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KS(CO)
GMY(06/09/2019)