

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 18.02.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.14962 of 2007

A.Abdul Rahim

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Petitioner

-vs-

1. The Union of India rep.by
its Secretary to Government
Ministry of Shipping and Road Transports
and Highways Department
New Delhi
2. The Competent Authority and
Special District Revenue Officer (LA)
National Highways
Kancheepuram and Tiruvallur District
Kancheepuram
3. The Tahsildar
Ambattur Taluk Office
Chennai

.. Respondents

Petition under Article 226 of the Constitution of India,
praying for the issue of a Writ of Certiorarified Mandamus,
calling for the records relating to the order of the second
respondent in his proceedings Rc.27/2006/A dated 23.8.2006, to
quash the same and consequently direct the first respondent to
pay compensation.

For Petitioner:: Mr.C.Deivasigamani

For Respondents:: Mr.J.Madhanagopal Rao
Central Government Standing
Counsel for R1
Mr.M.Elumalai
Government Advocate for R2 & 3

ORDER

This writ petition has been filed challenging the
correctness of the impugned order making it clear that the
petitioner's claim that his land, as covered in S.No.1/1A,

falling in Red Hills Eri, has not been sought to be acquired by the respondents. The impugned order further says that even the copy of the layout produced by the petitioner shows that the layout relates to S.No.1/1A of Red Hills village and not Soorpattu village. When the National Highways Authority of India required certain lands for construction of Chennai bye-pass (Phase-II), after verification of the land plan schedules of Soorpattu village furnished by the National Highways Authority of India, it has been found that they have not acquired the land in S.No.1/1A. Therefore, when the second respondent, in the impugned order, has specifically mentioned that no acquisition proceedings have been initiated in respect of the property owned by the petitioner, nothing survives in the matter. Accordingly, the writ petition stands dismissed. Consequently, M.P.No.1 of 2007 is also dismissed. No costs.

Sd/-

Assistant Registrar (CS-IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Secretary to Government of India
Ministry of Shipping, Road Transport
and Highways Department
New Delhi
2. The Competent Authority and
Special District Revenue Officer (LA)
National Highways
Kancheepuram and Tiruvallur District
Kancheepuram
3. The Tahsildar
Ambattur Taluk Office
Chennai

+1cc to Mr.J.Madanagopal Rao, Advocate, S.R.No. 14510
+1cc to the Government Pleader, S.R.No. 15117

W.P.No.14962 of 2007

CA(CO)
GN(18/03/2019)