

IN THE HIGH COURT OF JUDICATURE AT MADRAS

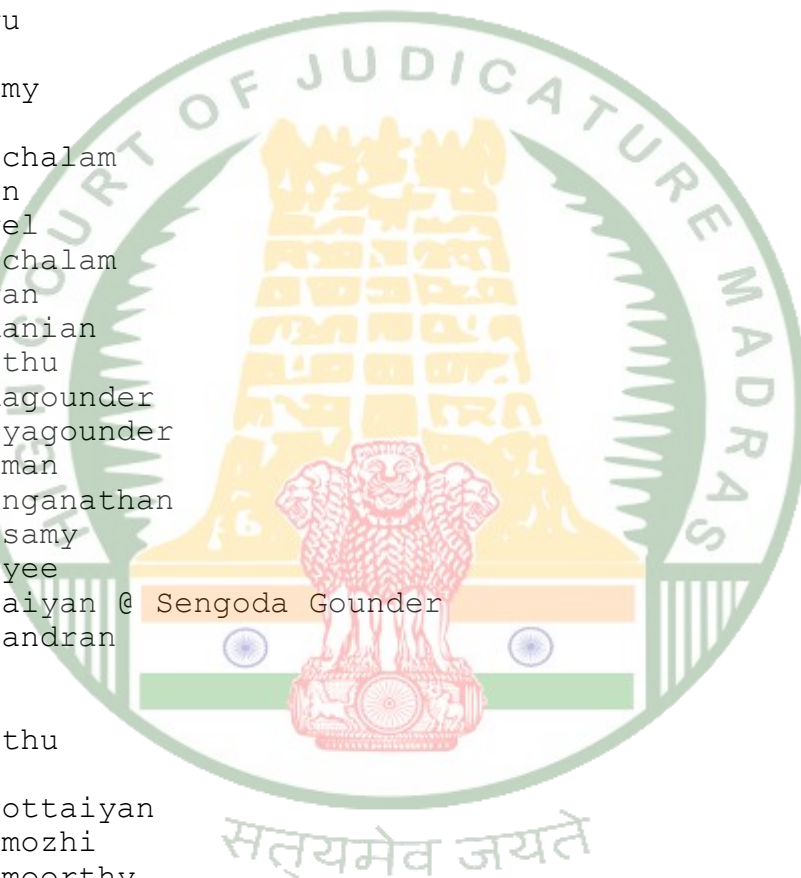
Dated:15.10.2019

Coram:

THE HONOURABLE DR. JUSTICE G.JAYACHANDRAN

Writ Petition No.29258 of 2019
and
W.M.P.No.29059 of 2019

- 1.Mr.K.Ayyavu
- 2.Rani
- 3.Mr.Ramaswamy
- 4.Ponmalai
- 5.Mr.Venkatachalam
- 6.Mr.Rasappan
- 7.Mr.Palanivel
- 8.Mr.Venkatachalam
- 9.Mr.Elangovan
- 10.Mr.Subramanian
- 11.Mr.Kalimuthu
- 12.Mr.Sengodagounder
- 13.Mr.Nallaiyagounder
- 14.Mr.Jayaraman
- 15.Mr.Sri Ranganathan
- 16.Mr.Periyasamy
- 17.Mr.Perumayee
- 18.Mr.Ponnupaiyan @ Sengoda Gounder
- 19.Mr.Ravichandran
- 20.Mr.Sekar
- 21.Mr.Kumar
- 22.Mr.Manimuthu
- 23.Mr.K.Raju
- 24.Mr.A.Sengottaiyan
- 25.Mr.S.Thenmozhi
- 26.Mr.S.Ramamoorthy
- 27.Mr.R.Selvam
- 28.Mr.Selvam
- 29.Mr.S.Santhi
- 30.Mr.Saravanan
- 31.Mrs.Chitra
- 32.Mrs.T.Chandira
- 33.Mrs.A.Chandira
- 34.Mrs.Kavitha
- 35.Janaki



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36.President, Society Congregation,
Sister's St.Joseph Cluny
Fatima Convent, Line Medu,
Gugai, Salem 636 006.

37.Mr.Thangarajan

38.Mr.D.Venkatesan

39.Mr.jayamani-Kamaraj

40.Mr.K.Raju

41.Mrs.Valarmathi

42.Sri Muruganandha Sath Sabai Madalayam,
Sri Dakshinamoorthy Thirukoil,
Iraipani Mandra Committee,
Sri Dakshinamoorthy Temple,
Seelanaickenpatty Post,
Salem 636 201.

43.K.Raju(HUF), ... Petitioners

/versus/

1.The District Collector and Sole Arbitrator,
Salem Collectorate, Salem 636 001.

2.Special DRO (Land Acquisition) Officer,
National Highways No.68,
Ram Nagar, Swarnapuri II Gate,
Salem 636 004.
and presently at
Special DRO (LA), Salem-Chennai
Green Field Corridor Project,
NH 179 A & 68, Salem,
Room No.414, IV Floor,
Collector Office Building,
Salem 636 001.

3.Special District Revenue Officer(LA),
NH 7, 46 & 47,
Salem-Krishnagiri Districts,
Krishnagiri.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Declaration, proceedings of the first respondent dated 21.06.2019 in Na.ka.No.7451 of 2018 and declare the same as null and void as Arbitrary, violative of principles of natural justice contrary to law and established legal practices.

For Petitioners
For Respondents

:Mr.P.B.Sampath Kumar
:Mr.D.Raja, AGP

O R D E R

The prayer in the writ petition is to issue a Writ of Declaration, proceedings of the first respondent dated 21.06.2019 in Na.ka.No.7451 of 2018 and declare the same as null and void as Arbitrary, violative of principles of natural justice contrary to law and established legal practices.

2. Heard Mr.P.B.Sampath Kumar, learned counsel appearing for the petitioners and Mr.D.Raja, learned Additional Government Pleader, who takes notice for the respondents.

3. This writ petition is filed pointing out some error in the arbitration award passed by the District Collector arising out of National Highways Act, 1956. Since the National Highways Act, 1956 as well as the Arbitration and Conciliation (Central Act 26/1996) Act 1996 gives appeal remedy before the District Court, this Court is not inclined to entertain the writ petition.

4. Hence, this Writ Petition is dismissed. All the points raised by the petitioners herein can be canvassed before the District Court. If any petition is filed before the District Court, the same may be taken on file and disposed of as expeditiously as possible preferably within a period of six months from the date of filing the petition. No costs. Consequently, connected Miscellaneous Petition is closed.

-s/d-

Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

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To

1.The District Collector and Sole Arbitrator,
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Salem-Krishnagiri Districts,
Krishnagiri.

+1 CC to Mr.P.B.Sampath Kumar, Advocate sr 85978
+1 CC to Govt. Pleader sr 86475.

W.P.No.29258 of 2019
and
W.M.P.No.29059 of 2019

RSV(CO)
SP(18/11/2019)



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