



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.10.2019**

CORAM:

THE HONOURABLE **MR. JUSTICE M. SUNDAR**

W.P. (MD) No. 20658 of 2019

and

W.M.P. (MD) No. 17280 of 2019

WEB COPY

Arulmigu Mahadevar Thirukovil,
Thikkurichi,
represented by its Executive Officer,
S.Ajith.

... Petitioner

Vs.

- 1.The Competent Authority/
Special District Revenue Officer,
Land Acquisition, National Highways,
Tirunelveli.
- 2.The Project Director,
Land Acquisition Division,
National Highways,
Golden Nagar,
K.P.Road, Nagercoil.
- 3.The Special Tahsildar,
Land Acquisition National Highways-47,
Vilavancode,
Kanyakumari District.

4.P.C.Chandrasekaran

... Respondents

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the third respondent to pay the compensation amount to the petitioner Temple for the land acquired in S.No.303/2B, Vilathurai Village, Vilavancode Taluk, Kanyakumari District or in the alternatively refer the dispute to the decision of the competent civil as contemplated under 3H(4) of the National Highways Act, 1956.

For Petitioner : Mr.S.Satheesh Kumar

For Respondents : Mr.V.P.M.Vaishnavi
Government Advocate
for R.1 and R.3
: Mr.K.K.Senthilvelan
for R.2



ORDER

Mr.S.Satheesh Kumar, learned Counsel on record for writ petitioner, Ms.V.P.M.Vaishnavi, learned Government Advocate, who has accepted notice on behalf of respondents 1 and 3 and Mr.K.K.Senthilvelan, learned Counsel, who has accepted notice on behalf of second respondent are before this Court.

2. After some arguments, learned Counsel for writ petitioner sought permission to withdraw instant writ petition, but made a plea that the rights of writ petitioner may please be preserved for preferring a fresh writ petition on the same cause of action by arraying/describing the parties appropriately.

3. Learned Counsel for writ petitioner has made an endorsement to this effect in the case file.

4. Permitted to withdraw.

5. Writ Petition is dismissed as withdrawn, albeit preserving the rights of writ petitioner in the aforesaid manner. There shall be no order as to costs. Consequently, connected Miscellaneous Petition is also dismissed.

Sd/-
Assistant Registrar (AD-I)

/TRUE COPY/

Sub Assistant Registrar

SSL
To

- 1.The Competent Authority/
Special District Revenue Officer,
Land Acquisition, National Highways,
Tirunelveli.
- 2.The Project Director,
Land Acquisition Division,
National Highways,
Golden Nagar,
K.P.Road, Nagercoil.
- 3.The Special Tahsildar,
Land Acquisition National Highways-47,
Vilavancode,
Kanyakumari District.



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+1 CC to M/s.KK. SENTHILVELAN, Advocate (SR-90831[F] dated 01/10/2019)

+1 CC to M/s.GP (SR-91195[F] dated 03/10/2019)

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01.10.2019

JM/16.10.2019/3P/6C