

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2020

C O R A M

THE HONOURABLE MR. JUSTICE ABDUL QUDDHOSE

W.P.No.24974 of 2013

G.Murugesan

... Petitioner

Vs.

1.State of Tamil Nadu,

Represented by its, Secretary to Government,
Housing Unit and Urban Development Department,
Fort St. George, Chennai - 600 009.

2.The Chairman and Managing Director,

Tamil nadu Housing Board,
No.493, Anna Salai, Nandanam,
Chennai - 600 035.

3.The Executive Engineer and Administrative officer,

Erode Housing Unit,
Surampatti Nal Road,
Erode - 638 009

... Respondents

PRAYER: Petitions filed under Article 226 of the Constitution of India, for issuance of a writ of mandamus directing the respondents to issue sale deed to the petitioner by collecting only the enhanced compensation fixed by the Hon'ble Apex Court to the original land owners from whom the land was acquired to the petitioner allotted plot in No.M1086 (MIG), Muthampalayam-II, Erode District, within a time frame that may be fixed by this Court.

For Petitioner : Mr.K.Thilageswaran

For Respondent 1 : Mrs.K.Bhuvaneswari,
Additional Government Pleader

For Respondents 2 & 3 : Mr.R.Bharath Kumar,
Standing Counsel

ORDER

This writ petition has been filed for a mandamus to direct the respondent to execute a sale deed in favour of the petitioner by collecting the enhanced compensation fixed by the Hon'ble Supreme Court.

and 3 has produced a receipt dated 29.10.2019 issued by the respondent Tamil Nadu Housing Board in favour of the petitioner for a sum of Rs.11,80,000/- towards full and final settlement of the claim made by the Tamil Nadu Housing Board. A confirmation deed dated 13.02.2020 executed by the petitioner has also been filed. The learned standing counsel for the respondents 2 and 3 submits that the respondent is willing to execute the sale deed in favour of the petitioner and therefore, nothing survives for adjudication in this writ petition.

3. Recording the submission made by the learned standing counsel for the respondents 2 and 3 as well as the confirmation deed dated 13.02.2020, the respondents 2 and 3 is directed to execute the sale deed in favour of the petitioner within a period of four weeks from the date of receipt of a copy of this order.

4. With the aforesaid direction, this writ petition is closed. No costs.

Sd/-

Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Secretary to Government,
Housing Unit and Urban Development Department,
Fort St. George, Chennai - 600 009.
- 2.The Chairman and Managing Director,
Tamil nadu Housing Board,
No.493, Anna Salai, Nandanam,
Chennai - 600 035.
- 3.The Executive Engineer and Administrative officer,
Erode Housing Unit,
Surampatti Nal Road,
Erode - 638 009

+1cc to Mr.R.Bharath Kumar, Advocate, S.R.No. 14824
+1cc to Mr.R.Thilageswaran, Advocate, S.R.No. 14447

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GMR (CO)
GN (17/03/2020)