



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.12.2020

CORAM

THE HON'BLE MR.JUSTICE **S.VAIDYANATHAN**

**W.P. (MD)No.18506 of 2020**

WEB COPY

K.Chokkalingam

... Petitioner

-Vs-

1.The District Collector/Arbitrator,  
Madurai.

2.The Authorised Officer,  
District Revenue Officer(LAO),  
Madurai Natham Four Laning and Widening of NH785,  
National Highways Authority of India,  
Collector's Office, Madurai.

3.The National Highways Authority of India,  
Rep. by its Project Director,  
Madurai-Natham Four Laning and Widening of NH-785,  
No.307, Melur Main Road,  
K.K.Nagar, Madurai.

...Respondents

Prayer: Writ Petition is filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the first respondent to dispose the petitioner's arbitration proceedings in Appeal No.22/MNT/Manjampatti/2019 filed under Section 3G(5) of the National Highways Act within a time frame fixed by this Court.

|                     |   |                             |
|---------------------|---|-----------------------------|
| For Petitioner      | : | Mr.M.P.Senthil              |
| For Respondents     | : | Mr.K.P.Krishnadoss,         |
| 1 and 2             |   | Special Government Pleader. |
| For Respondent No.3 | : | Mr.Arul Vadivel @ Sekar     |

**ORDER**

This Writ Petition has been filed, seeking a direction to the first respondent to dispose the petitioner's arbitration proceedings in Appeal No.22/MNT/Manjampatti/2019 filed under Section 3G(5) of the National Highways Act within a time frame fixed by this Court.

2.The case of the petitioner is that the petitioner's property measuring an extent of 60.049 cents in Survey No.35/7A situated at Manjampatti Village, Madurai North Taluk, Madurai District was acquired by the Government of Tamil Nadu under the National Highways Act, 1956, for the purpose of laying four way lane. The petitioner objected the award of compensation, since it is a very meager amount. Therefore, the petitioner has filed an appeal under Section 3G(5) of the Act in the month of February, 2019 before



the first respondent. Since no order has been passed, the petitioner has approached this Court seeking aforesaid prayer.

3.This Court without going into the merits of the case, directs the first respondent to consider the request of the petitioner and dispose of the appeal, in accordance with law, after affording opportunity to the petitioner as well as the interested parties, within a period of four months from the date of receipt of a copy of this order.

4.Accordingly, the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

SRM

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The District Collector/Arbitrator,  
Madurai.

2.The Authorised Officer,  
District Revenue Officer(LAO),  
Madurai Natham Four Laning and Widening of NH785,  
National Highways Authority of India,  
Collector's Office, Madurai.

3.The Project Director,  
National Highways Authority of India,  
Madurai-Natham Four Laning and Widening of NH-785,  
No.307, Melur Main Road,K.K.Nagar, Madurai.

+1 CC to M/s M.P.Senthil, Advocate, in SR.No.25993.

**W.P. (MD)No.18506 of 2020**  
**16.12.2020**

**(SGS) CO**

**AP(19/01/2021) 2P 5C**

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