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IN THE HIGH COURT OF JUDICATURE AT MADRAS

Judgment Reserved on : 23.03.2021

Judgment Pronounced on : 07.10.2021

CORAM : JUSTICE N.SESHASAYEE

W.P.No.2452 of 2021

Shabeera Begum

..... Petitioner

Vs

The Sole Arbitrator cum the District Collector
(National Highways-4 & 46 Land Acquisition)
Vellore District
Sathuvachary
Vellore - 632 009.

..... Respondent

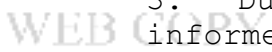
Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus to direct the respondent herein to dispose the petitioners' enhancement claim application filed on 23.12.2006 with the respondent herein following the procedures as laid down in the National Highways Act, 1956 including affording an opportunity of personal hearing to the petitioner to resolve the dispute relating to the compensation in respect of acquisition for making NH 4 & 46 (Chennai - Bangalore Highways) to a four lane and pass suitable orders within the time stipulated by this Court.

For Petitioner : Mr.G.Saibaba

For Respondent : Mr.D.Raja
Additional Government Pleader

ORDER

1. Dissatisfied with the quantum of compensation determined by the Competent Authority under the National Highways Act, vide proceedings dated 07.07.2005, the petitioner herein has preferred a Claim petition dated 23-12-2006 before the statutory arbitrator. Alleging that the statutory arbitrator has kept the matter in cold storage, the petitioner now seeks a direction to the statutory arbitrator to dispose of her claim petition pending before him for close to 15 years.



3. During the pendency of this proceedings, this Court was informed that the arbitrator had completed his proceedings as early as on 06.01.2015, that it was left uncommunicated to the petitioner for the last about 6 years. This truly is an information that will lighten up any mind that ponders over, or wonders on the administrative efficiency.

5. On 04-10-2021, this Court allowed W.P.No.697 of 2021 & batch of cases, and has held that all the land owners whose claim have been disposed of by the Statutory Arbitrator, before the judgement in the Tarsem Singh case, will have to be paid the solatium and interest. The summary of the judgement in W.P.697 of 2021 & batch of cases is:

- The Order in W.P.697 of 2021 & batch of cases is required to be read as part of this Order.

India [(2019)
<https://hcservices.ecourts.gov.in/hcservices/>



7. With the above observation, this writ petition is disposed of. No costs.

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Sd/-
Deputy Registrar (CS)

//True copy//

Sub Assistant Registrar

ds

To:

The Sole Arbitrator cum the District Collector
(National Highways-4 & 46 Land Acquisition)
Vellore District
Sathuvachary
Vellore - 632 009

+1cc to Government Pleader SR.No.53497

W.P.No.2452 of 2021

SR II (CO)
GMY (17/11/2021)