



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.11.2021

CORAM

THE HON'BLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.No.1606 of 2017
and W.M.P.No.1564 of 2017

K.Abubacker

...Petitioner

Vs

- 1.The National Highways Authority of India,
Rep. by its Chairman
G-5&6, Sector 10, Dwarka,
New Delhi - 110 075.
- 2.Project Director (NH 209),
National Highways Authority of India,
Door No.9/9A, 4th Cross Street,
Kothari Layout,
B.R.Nagar, (opp. Coimbatore Stock Exchange),
Trichy Road, Coimbatore - 641 005.
- 3.The Chief Conservator of Forests & Field Director
Indira Gandhi Wildlife Sanctuary
176, Meenakalai Salai,
Arasu Timber Godown Campus,
Pollachi - 642 001.
- 4.The District Collector,
District Collector Office,
Coimbatore - 641 018.
- 5.The Divisional Engineer,
O/o The Divisional Engineer,
National Highways, Coimbatore -18.
- 6.The Sub-collector,
Pollachi.
- 7.The Forest Ranger Officer,
Madukkarai Range,
Kurumbapalayam Road,
MAdukarai, Coimbatore - 641 105.
- 8.The Revenue Divisional Officer,
Coimbatore (South), Coimbatore.



9.KNR Constructions Limited,
C-125, Anand Kiketan
New Delhi - 110 021.

... Respondents

Prayer Writ Petition filed under Section 226 of the Constitution of India, prayed for the issuance of Writ of Declaration, seeking to declare the Engineering, Procurement and Construction agreement dated 05.08.2016 entered into between the respondents Nos.2 & 9 in respect of Clause 9.4 of the said agreement is unconstitutional, against public policy, discriminatory and void and further direct the second respondent to conduct public auction/tender for the felling of trees in NH-209 from Km123.550 to Km 150.400 stretch.

For Petitioner	:	Mr.I.Abrar Md Abdullah
For R2	:	Mr.A.K.Sachindhar for M/s.P.Wilson Associates
For R3 to R8	:	Mr.V.Nanmaran Government Advocate
	:	No Appearance for R1

ORDER

When the matter is taken up for hearing today i.e on 08.11.2021, the learned counsel for the petitioner submitted that the petitioner passed away and the legal heirs of the petitioner does not wants to pursue the case. Therefore, this petition may be dismissed as abated.

2.Recording the submission made by the learned counsel for the petitioner, this Writ Petition is dismissed as abated. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

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To:

1.The Chairman
The National Highways Authority of India,
G-5&6, Sector 10, Dwarka,
New Delhi - 110 075.



2. Project Director (NH 209),
National Highways Authority of India,
Door No.9/9A, 4th Cross Street,
Kothari Layout,
B.R.Nagar, (opp. Coimbatore Stock Exchange),
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Kurumbapalayam Road,
Madukarai, Coimbatore - 641 105.

8.The Revenue Divisional Officer,
Coimbatore (South), Coimbatore.

+1cc to M/s.P.Wilson Associates, Advocate, S.R.No.57542
+1cc to the Government Pleader, S.R.No.57904

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and W.M.P.No.1564 of 2017

KSM(CO)
SB(26/11/2021)