



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.01.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.493 of 2021

and

W.M.P.(MD)No.421 of 2021

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Rajeswari

... Petitioner

Vs

The Land Acquisition Officer-cum-Competent Authority,
Indian Oil Corporation Limited,
ATF, CBPL, CBRT & ET-LPG, Pipeline Projects,
Plot Not.14, Jayaprakash Street,
V.C.P.Nagar, Rajajipuram,
Tiruvallur 602 001.

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, forbearing the respondent from interfering with the peaceful possession and enjoyment of the property of the petitioner in Survey No.61/13 situated at Madappuram Village, Thiruppuvanam Taluk, Sivagangai District by laying oil pipelines without following the due process of law.

For Petitioner : Mr.J.Anandkumar

For Respondent : Mr.K.Muraleedharan

ORDER

Heard the learned counsel appearing for the petitioner and the learned standing counsel appearing for the respondent.

2.The petitioner wants this Court to restrain the respondent from interfering with her peaceful possession and enjoyment of the petition mentioned property by laying oil pipelines. The prayer itself is rather limited.

3.All that the petitioner wants is that the respondent should follow the due process of law. It appears that the petitioner had purchased the property in question after issuance of the notice under Sections 3(1) and 6 of the Petroleum and Minerals, Pipelines (Acquisition of Right of User in Land) Act, 1962. Be that as it may, the learned Standing Counsel assures that due process of law will be followed. The learned Standing Counsel would further point out that the correct survey number is 61/3 and not what is mentioned in the petition. The learned counsel appearing for the petitioner accepts the said submission made by the learned standing counsel.



4. Recording the said submission, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

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Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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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.

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