



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.03.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.A.No.444 of 2022

and

C.M.P.No.3250 of 2022

1. B.Viswanathan
2. B.Loganathan

B.Venugopal (died)

3. B.Sulotchana
4. V.Pappitha
5. V.Narmatha
6. V.Monetha

[Cause title accepted vide court
order dt.23.2.22 made in
MP.2775/22 in WA.SR.10524/22)

.. Appellants

vs

1. The Government of Tamil Nadu,
Rep. by the Secretary to Govt.,
Housing & Urban Development Department,
Fort St. George, Chennai 600 009.
2. The Tamilnadu Housing Board,
Rep. by its Chairman & Managing Director,
Nandanam, Anna Salai, Chennai 600 035.
3. The Executive Engineer & Administrative
Officer, TNHB, Coimbatore Unit,
Tatabad, Coimbatore-18.
4. The Special Tahsildar (LA) and
Land Acquisition Officer,
Housing Scheme Unit-I, Tatabad,
Coimbatore.

.. Respondents



Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 23.08.2021 passed in W.P.No.27841 of 2014 on the file of this Court.

Prayer in W.P.No.27841 of 2014 :-Writ Petition is filed under Article 226 of the Constitution of India, praying to issue a writ of declaration declaring that the land acquisition proceedings initiated under the Land Acquisition Act 1894 with respect to the lands of an extent of 3.67 acres comprised in S.F. No.58 of an extent of 1.55 acres comprised in S.F. No.59 and an extent of 2.56 acres comprised in S.F. No.63 situated at Veerakeralam Village, Coimbatore, belonging to the petitioners as lapsed in view of the Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013 (Act 30/2013).

For the Appellants	:	Mr.AR.L.Sundaresan, Sr. Counsel for Mr.B.Nedunchezhiyan
For the Respondents	:	Mr.C.Kadhiravan Spl. G.P. (LA) for R-1
	:	Dr.R.Gouri for RR 2 and 3

JUDGMENT

(Judgment of the Court was delivered by
the Hon'ble Chief Justice)

The learned counsel for the appellants prays for withdrawal of the writ appeal with liberty to pursue the case for re-conveying the land, which is alleged to have not been utilised other than a small part.

In view of the above, the writ appeal is dismissed as withdrawn with the liberty as prayed for. No costs.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar



sra

To:

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1. The Secretary to Government of Tamil Nadu,
Housing & Urban Development Department,
Fort St. George, Chennai 600 009.
2. The Chairman & Managing Director,
Tamilnadu Housing Board,
Nandanam, Anna Salai,
Chennai 600 035.
3. The Executive Engineer & Administrative
Officer, TNHB, Coimbatore Unit,
Tatabad, Coimbatore-18.
4. The Special Tahsildar (LA) and
Land Acquisition Officer,
Housing Scheme Unit-I, Tatabad,
Coimbatore.

+1cc to Mr.B.Nedunchezhiyan, Advocate, S.R.No.14227

+1 cc to the Government Pleader, Sr.No.14609(18/03/2022)

W.A.No.444 of 2022

SSV[co]
NSK 14/03/2022