



W.P.No. 16337 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2022

CORAM

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

W.P.No. 16337 of 2022

V.S. Kumar

... Petitioner

Versus

1. The District Collector
Chairman Local Planning Authority
Cuddalore District
Cuddalore.
2. The Special District Revenue Officer/
Competent Authority
Land Acquisition
National Highways-45A
Cuddalore.
3. The Special Tahsildar
Land Acquisition
National Highways-45A
Cuddalore.

... Respondents



W.P.No. 16337 of 2022

Prayer:

Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 2nd respondent to disburse the compensation amount for land acquisition in Re-Survey No. 49/1 for the extent of land 488 sqms., at Villianoor Village, Bhuvanagiri Taluk, Cuddalore District, based on the Award passed by the 2nd respondent vide in Na.Ka.Tey.Ne.45A/LA/A1/09/2016, dated 15.10.2018 and clarification report of 3rd respondent vide Na.Ka.Tey.Ne. 45A/LA/A1/13/2015, dated 03.03.2022.

For Petitioner : Mr. Raja Karthikeyan

For Respondents : Mr.P. Sathish
Additional Government Pleader

ORDER

This writ petition is filed for the issuance of Writ of Mandamus, directing the 2nd respondent to consider the petitioner's representation dated 05.03.2022.



W.P.No. 16337 of 2022

2. The case of the petitioner is that the petitioner is the owner of the property in Re-Survey No. 49/1 measuring to an extent of 488 sqms at Villianoor Village, Bhuvanagiri Taluk, Cuddalore District, was acquired by the respondents herein for the formation of four line Villupuram-Pondicherry-Cuddalore-Nagapattinam-No.45A National Highways. Subsequently, the petitioner has filed a suit in O.S.No. 34 of 2013 before the District Munsif Court, Parankipet, for permanent injunction against the Revenue Authorities and the same was decreed in favour of the petitioner. After scrutinizing all relevant documents, the 2nd respondent passed an Award in Na.Ka.Tey.Ne.45A/LA/A1/13/2016, dated 15.10.2018 and clarification report of 3rd respondent vide in Na.Ka.Tey.Ne. 45A/LA/A1/13/2015, dated 03.03.2022. Thereafter, the petitioner sent several representations before the 2nd respondent to disburse his compensation amount as per the award passed by the second respondent, dated 15.10.2018, but the respondents have not taken any steps in this regard. Hence, the petitioner has come forward with the present writ petition.



W.P.No. 16337 of 2022

3. The learned counsel appearing for the petitioner submitted that the petitioner will be satisfied if a direction is issued to the 2nd respondent to consider the petitioner's representation dated 05.03.2022 and dispose of the same within a stipulated time that may be framed by this Court.

4. Having regard to the limited scope of the prayer that is now sought for in this writ petition before this Court and taking into account the submissions made on either side, without expressing any opinion on the merits of the petitioner's representation, the Writ Petition is disposed of, with a direction to the 2nd respondent to consider the petitioner's representation dated 05.03.2022 and pass appropriate orders, on merits and in accordance with law, after affording an opportunity of personal hearing to the petitioner within a period of twelve weeks from the date of receipt of a copy of this order. No costs.

30.06.2022

msm
Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No



W.P.No. 16337 of 2022

WEB COPY To

1. The District Collector
Chairman Local Planning Authority
Cuddalore District
Cuddalore.
2. The Special District Revenue Officer/
Competent Authority
Land Acquisition
National Highways-45A
Cuddalore.
3. The Special Tahsildar
Land Acquisition
National Highways-45A
Cuddalore.



WEB COPY



W.P.No. 16337 of 2022

M.DHANDAPANI,J.

msm

W.P.No. 16337 of 2022

30.06.2022