



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.01.2022

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P. (MD) No.48 of 2022

B.Mittalal

... Petitioner

vs.

1.State of Tamil Nadu,
by Secretary, Highways Department,
Tamil Nadu Secretariat,
Chennai 600 001.

2.The District Collector, Thanjavur,
Land Acquisition Officer,
Office of the District Collector,
Thanjavur.

3.The Revenue Divisional Officer,
Land Acquisition Officer,
The Revenue Divisional Office,
Kumbakonam-612 001.

4.The Divisional Engineer,
Tamil Nadu Highways Department,
Thanjavur District,
Thanjavur-613 001.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to consider the petitioner's representation, dated 09.07.2021 and direct them to pay the compensation for petitioner's land 2608 sq.ft. in T.S.No.761/A2-671 sq.ft and T.S.No.762/A2-1937 sq.ft totally 2608 sq.ft in Kumbakonam Town Ullur Village, Thanjavur District, which was acquired on 09.04.1999 and for which the L.A.O.P.No.12 of 2006 was filed and awarded for which no payment was made due to the subsequent Acts and also direct the respondents to pay the amount due as per the Decree and E.P.No.176 of 2018 in L.A.O.P.No.12 of 2006 which is Rs.35,39,729.45 (till 09.07.2021) and pay the balance amount after considering the applicability of Act 38 of 2019 for the petitioner's land.

For Petitioner : Mr.T.R.Subramanian

For Respondents : Mr.N.Satheeshkumar

Additional Government Pleader

O R D E R

E.P.No.176 of 2018 in L.A.O.P No.12 of 2006 is now pending before the Principal Sub Court at Kumbakonam. The learned counsel for the petitioner has filed the present writ petition, in spite of



the fact that he had taken necessary steps and proper steps by filing Execution Petition. Hence, the Writ Petition stands dismissed. No costs.

WEB COPY

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

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.

To

- 1.The Secretary,
Highways Department,
State of Tamil Nadu,
Tamil Nadu Secretariat,
Chennai 600 001.
- 2.The District Collector,
Land Acquisition Officer,
Office of the District Collector,
Thanjavur.
- 3.The Revenue Divisional Officer,
Land Acquisition Officer,
The Revenue Divisional Office,
Kumbakonam-612 001.
- 4.The Divisional Engineer,
Tamil Nadu Highways Department,
Thanjavur District, Thanjavur-613 001.

+1 CC to M/s.T.R.SUBRAMANIAN, Advocate (SR-539[F]
dated 06/01/2022)

+1 CC to M/s.SPL.GP (SR-594[F] dated 06/01/2022)

W.P.(MD) No.48 of 2022
05.01.2022

SR(CO)

<https://hccs2.court.gov.in/cases/SP-7C>