



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.04.2022

CORAM

THE HONOURABLE MR. JUSTICE ABDUL QUDDHOSE

W.P. (MD) .No.7093 of 2022

and

W.M.P. (MD) .No.5380 of 2022

M.Vaitheeshwaran

... Petitioner

Vs.

1.The District Collector and the Land Acquisition Magistrate,
(National Highways),
The Collectorate,
Madurai District.
Madurai.

2.The Special District Revenue Officer (Land Acquisition),
National Highways No.744 A,
Madurai Ring Road,
Madurai-2.

3.The Project Director,
National Highways Authority of India,
Executing Agency,
Madurai - 20.

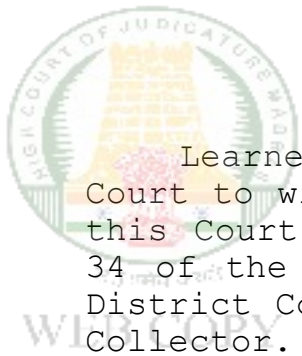
...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order passed by the first respondent in A.P.No.10/MET(R.R)/Thamaraipatti Bit-II/2020/B3 dated 01.03.2022 and quash the same as illegal and consequently direct the respondents to fix the compensation to the petitioner's acquired land at par with other lands subdivided from Old Survey No.92, Thamaraipatti Village Bit-2, Madurai East Taluk, Madurai District, i.e., Rs.2,634.41 square meter.

For Petitioner : Mr.R.Shankar Ganesh

For R-1 and R-2 : Mr.T.Amjad Khan,
Government Advocate.

For R-3 : Mr.C.Arulvadivel @ Sekar



ORDER

Learned counsel for the petitioner seeks permission of this Court to withdraw this Writ Petition. However, he seeks liberty of this Court for the petitioner to file an application under Section 34 of the Arbitration and Conciliation Act before the appropriate District Court as against the impugned award passed by the District Collector. The said statement is recorded.

2. Accordingly, this Writ Petition is disposed of by granting liberty to the petitioner to approach the District Court by filing an application under Section 34 of the Arbitration and Conciliation Act as against the impugned award passed by the District Collector. In so far as the limitation issue is concerned, it is for the petitioner to convince the District Court concerned. There shall be no order as to costs. Consequently, connected miscellaneous petition stands closed.

Sd/-

Assistant Registrar (ADMIN-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

Lm

To

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(National Highways),
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Madurai.

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+1 CC to M/s.SPL.GP (SR-22357[F] dated 28/04/2022)

+1 CC to M/s.R.SHANKAR GANESH, Advocate (SR-22915[F] dated 29/04/2022)

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RK(19/05/2022) 2P 6C

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