



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Tuesday, the Second day of August Two Thousand and Twenty Two

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PRESENT:

The Hon`ble Mr.Justice S.S.SUNDAR
AND
The Hon`ble Mrs.Justice S.SRIMATHY

CMP(MD)No.8448 of 2021
in
W.A(MD)No.538 of 2019

The Managing Director,
State Transport Corporation
Madurai Zone
Madurai.

... Petitioner/Appellant.

Vs

- 1 T.R.Dinakaran
 - 2 The State of Tamil Nadu,
Rep.by its Secretary to Government
Transport Department, Fort St. George
Chennai-9.
 - 3 The District Collector
Virudhunagar, Virudhunagar District.
 - 4 The District Revenue Officer,
Virudhunagar.
 - 5 The Revenue Divisional Officer
Land Acquisition Officer
Aruppukottai, Virudhunagar District.
 - 6 The Tahsildar,
Arupukottai,
Virudhunagar District.
- ... Respondents/Respondents.

Prayer in CMP(MD)No.8448 of 2021:-

Civil Miscellaneous Petition filed under section 148 of C.P.C., to accept this affidavit and grant further four months time to pay the cost of Rs.1 lakh as imposed in judgment of this Court in W.A (MD)No.538 of 2019, dated 28/07/2021.



Prayer in W.A(MD)No.538 of 2019:-

Writ Appeal filed under Clause 15 of the letters patent to set aside the order dated 23/07/2018 in W.P(MD)No.5854 of 2017 on the file of this Court.

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Prayer in WP(MD). 5854/ 2017 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorarified Mandamus or any other order or direction or writ particularly in the nature of a writ of Certiorarified mandamus calling for the records relating to the notification under section 4(1) of the land acquisition act, 1894, published in Tamilnadu Government Virudhunagar district Gazette, extraordinary, in Na.Ka.D2/22052/99 dated 10.09.2014 by the 4th respondent and quash the same in so far as it relates to acqusition of lands in RS.No.301/1(T.S.No.2/1) ward-G, Block-13 having an extent of 0.39 Acres and R.S.No.301/2 (T.S.No.2/2) Ward-G, Block-13 having an extent of 0.45 Acres in Aruppukottai Village and consequently direct the respondents to surrender the vacant possession of the lands in R.S.No.301/1 (T.S.No.2/1) Ward-G, Block-13 having an extent of 0.39 Acres and R.S.No.301/2 (T.S.No.2/2) Ward-G, Block-13 having an extent of 0.45 Acres in Aruppukottai Village, Virudhunagar District and to pay damages for use and occupation from taking over occupation of the land in the year 1977 till the date of payment of compensation or to pay the market value as on date along with damages for their authorized use and occupation to the petitioner.

ORDER:- This Petition is coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.Veerakathiravan, AAG, assisted by Mr.S.C.Herold Singh, Advocate for the Petitioner and of Mr.S.Kadarkarai for the 1st Respondent and of Mr.J.Ashok, AGP for the Respondents 2 to 6, this Court made the following order:

[Order of the Court made by **S.S.SUNDAR, J.**]

Since it is admitted that the amount of Rs.1,00,000/- has already been paid and the learned counsel for the respondent/writ petitioner has acknowledged receipt of the same by his client, no further order is necessary. Hence, this petition is closed.

Sd/-

Assistant Registrar(AE)

// True Copy //

26/08/2022

Sub Assistant Registrar(CS)



TO

1. The Secretary to Government
Transport Department, Fort St. George
Chennai - 9.
2. The District Collector,
Virudhunagar, Virudhunagar District.
3. The District Revenue Officer,
Virudhunagar.
4. The Revenue Divisional Officer
Land Acquisition Officer, Aruppukkottai.
5. The Tahsildar,
Aruppukkottai, Virudhunagar District.
6. The Managing Director,
State Transport Corporation
Madurai Zone, Madurai.
7. The Special Govt. Pleader,
Madurai Bench of Madras High Court, Madurai.

ORDER DATED : 02/08/2022

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ORDER

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CMP (MD) No. 8448 of 2021
in
W.A (MD) No. 538 of 2019

Giving direction and etc.
as stated within.

TR (26.08.2022) 3P 8C