



WEB COPY

W.P. No.8715 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.11.2023

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.8715 of 2023

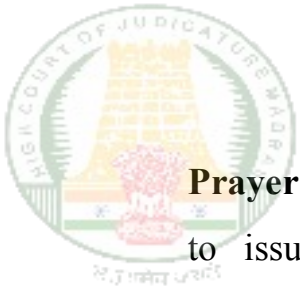
N.Beulah Johnselvaraj

... Petitioner

Vs.

1. The Arbitrator and District Collector
First Floor, Collectorate,
Kancheepuram
Kancheepuram District
2. The Competent Authority and
The Special District Revenue Officer, (LA),
National Highways
Kancheepuram
3. The Special Tahsildar (LA)
National Highway Projects,
Bangalore to Chennai Expressway
Kancheepuram, Kancheepuram District
4. The Project Director
National Highways Authorities of India
PIU Kancheepuram
No.DP 334, Sri Towers, South Phase
Third Floor, Guindy
Chennai - 600 032

... Respondents



Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a writ of Mandamus, directing the 2nd respondent to pay compensation of Rs.79,26,090/- along with 12% interest per annum to the petitioner by applying multiplication factor 1.25 to the land value and 100% solatium to it as per the Award vide RC.273/2017/BCE/NH dated 27.04.2018 and compensation to trees in plot No.43 & 41.

For Petitioner : Mr.J.Josephstalin for
M/s.A.Dhanalakshmi

For Respondents : Mr.V.Veluchamy
Additional Government Pleader
for R1 and R3
Mrs.S.R.Sumathy
Standing Counsel for NHAI for R4

ORDER

This Writ Petition is filed seeking to issue a writ of Mandamus directing the 2nd respondent to pay compensation of Rs.79,26,090/- along with 12% interest per annum to the petitioner by applying multiplication factor 1.25 to the land value and 100% Solatium to it as per the Award, vide RC.273/2017/BCE/NH dated 27.04.2018 and compensation to trees in plot Nos.43 & 41.



2. It is seen that the petitioner has already approached the District Collector, Kancheepuram, in which, enquiry has been conducted and orders have also been passed, by the proceedings dated 01.12.2022, against which, there is an appeal provision before the judicial forum, namely the Principal District Judge of the concerned District. Since the petitioner has got alternative judicial remedy, the petitioner is not entitled to get the relief sought for in this writ petition under Article 226 of Constitution of India.

3. Therefore, the writ petition is dismissed. There shall be no order as to costs. The petitioner is at liberty to work out his remedy in the manner known to law.

15.11.2023

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Index : Yes / No
Speaking Order : Yes / No
Neutral Citation Case : Yes/No



To

1. The Arbitrator and District Collector
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Kancheepuram
Kancheepuram District
2. The Competent Authority and
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P.VELMURUGAN. J.

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