



W.P.Nos.14134 & 14233 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2023

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.Nos.14134 & 14233 of 2023

and

W.M.P.Nos.13755 & 13783 of 2023

W.P.No.14134 of 2023

and

W.M.P.No.13755 of 2023

1.Pasupathi,

2.Ravi,

3.Chinnathambi,

4.Chinnu,

5.Saradha,

6.Chinnasamy,

7.Rajavel,

8.Amsaveni,

9.Murukesan,

10.Rukku,

11.Sugumar,

12.Gandhi,



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- 13.Gopal,
- 14.Shanmugam,
- 15.Subramani,
- 16.Gandhi,
- 17.Ramalingam,
- 18.Kanaka,
- 19.Kanchana,
- 20.Manikkam,
- 21.Meenakshi,
- 22.Madeesh,
- 23.Alagiri,
- 24.Ramakrishnan,
- 25.Ganapathi,
- 26.Chinnasamy,
- 27.Raji,
- 28.Muthusamy,
- 29.Theerthagiri,
- 30.Murukesan,
- 31.Kuppayee @ Kanaga,



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32.Jayaraman,

33.Muthammal,

34.Muthusamy,

35.Selliammal,

36.Moorthi

... Petitioners

Vs.

1. The District Collector,
Dharmapuri District, Dharmapuri.

2. The District Collector,
O/o. Krishnagiri Collector Office,
Krishnagiri.

3. The Revenue Divisional Officer/LAO,
O/o. The Revenue Divisional Office,
Krishnagiri.

4. The Executive Engineer,
Water Resources Department,
Mel Pennar Vadi Nila Kottam,
Dharmapuri.

5. The Chief Engineer,
Water Resources Department Chennai Region,
Chepauk, Chennai -600 005.

6. The Principal Secretary,
The Commissioner of Land Administration,
Ezhilagam, Chepauk,
Chennai - 600 005.

... Respondents



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Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus, directing the respondent to disburse the enhanced compensation as per the petitioners application dated 05.12.1995 and remainder dated 07.11.2022 under section 28-A of the compensation awarded in L.A.O.P.Nos. 108 to 116 of 1989 dated 15.09.1995 by the learned Sub-Judge, Dharmapuri.

For Petitioners : Mr.S.Thiruvengadam

For Respondents
(for R1 to R6) : Mr.G.Krishna Raja,
Additional Government Pleader

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and

W.M.P.No.13783 of 2023

- 1.Panneer
2. Duraisamy
3. Marappan
4. Ramasamy
5. Ramani
6. Sivagamy
7. Kandhasamy
8. Marappan



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9. Settu

10. K.Dhasaradhen

11. Mani

12. Gopal

13. Mahendran

14. Ponmani

15. Ponnarasu

16. Sivalingam

17. Perumai@Chinnathai

18. Kuppa Gounder

19. Annamalai

20. Marimuthu

21. Kesavan @ Chenna Kesaven

22. Kanthasamy

23. Munian @ Loganathan

24. Boopathy

25. Sivaraj

26. Natesan

27. Marappan



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28. Dhuraiammal

29. Udhaipurian

30. Jayaraman

31. Harisamy

32. Ambigapathy

33. Velu

34. Dhandapani

35. Murugan

36. Krishnan

37. Saravanan

38. Chellan

39. Rajammal

40. Murugesan

41. Jayaraman

42. Venkatraman

... Petitioners

Vs.

1. The District Collector,
Dharmapuri District,
Dharmapuri.

2. The District Collector,
O/o.Krishnagiri Collector Office,
Krishnagiri.



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3. The Revenue Divisional Officer/LAO,
O/o. the Revenue Divisional Office,
Krishnagiri.

4. The Executive Engineer,
Water Resources department,
Mel Pennar Vadi Nila Kottam,
Dharmapuri.

5. The Chief Engineer,
Water Resources department Chennai Region,
Chepauk, Chennai - 600 005.

6. The Principal Secretary,
The Commissioner of Land Administration,
Ezhilagam, Chepauk, Chennai- 600 005.

7. The Principal Secretary,
The Water Resources Department,
Ezhilagam, Chepauk,
Chennai- 600 005.

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus, directing the respondents to disburse the enhanced compensation as per the petitioners' application dated 04.12.1995 under section 28-A of the compensation awarded L.A.O.P.Nos. 108 to 116 of 1989 dated 15.09.1995 by the learned Sub- Judge, Dharmapuri.

For Petitioners : Mr.S.Thiruvengadam

For Respondents
(for R1 to R7) : Mr.G.Krishna Raja,
Additional Government Pleader



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COMON ORDER

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The relief sought for in the present writ petitions is to direct the respondents to disburse the enhanced compensation as per the petitioners' application under section 28-A of the compensation awarded L.A.O.P.Nos. 108 to 116 of 1989 dated 15.09.1995 by the learned Sub- Judge, Dharmapuri.

2. The learned Additional Government Pleader, appearing on behalf of the respondents, based on the written instructions given by the Revenue Divisional Officer, Krishnagiri, made a submission that the application submitted by the writ petitioners, seeking enhancement of compensation are under active consideration. The third respondent-Revenue Divisional Officer/ Land Acquisition Officer has to conduct an inquiry for the purpose of deciding the issues. Appropriate orders on the claim of the petitioners are yet to be decided under Section 28(A) (2) of the Act and therefore, the writ petitions are premature.

3. In view of the fact that the third respondent is in the process of considering the claims of the writ petitioners for enhancement of



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compensation, the petitioners are at liberty to approach the third respondent. On such approach, the third respondent is directed to complete the inquiry as expeditiously as possible and pass orders on merits and in accordance with law within a period of eight (8) weeks from the date of receipt of a copy of this order.

4. Accordingly the writ petitions stand **disposed of**. No costs.

Consequently, connected miscellaneous petitions are closed.

19.09.2023

Index : Yes
Speaking Order
Neutral Citation : Yes
(sha)

To

1. The District Collector,
Dharmapuri District,
Dharmapuri.

2. The District Collector,
O/o.Krishnagiri Collector Office,
Krishnagiri.

3. The Revenue Divisional Officer/LAO,
O/o. the Revenue Divisional Office,
Krishnagiri.

4. The Executive Engineer,
Water Resources department,
Mel Pennar Vadi Nila Kottam,
Dharmapuri.



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(sha)

5. The Chief Engineer,
water Resources department Chennai Region,
Chepauk, Chennai - 600 005.

6. The Principal Secretary,
The Commissioner of Land Administration,
Ezhilagam, Chepauk, Chennai- 600 005.

7. The Principal Secretary,
The Water Resources Department,
Ezhilagam, Chepauk,
Chennai- 600 005.

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