



WEB COPY



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.08.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

and

**W.M.P.Nos.17379, 17380, 18304, 17928, 17930, 18139,
18140, 18142, 19036, 19051, 23427, 23431 & 23433 of 2020**

W.P.No.13991 of 2020

P.Venkatesan

...Petitioner

Vs

- 1.The State of Tamil Nadu,
Rep. by the Principal Secretary to Government
Highways & Minor Ports (HF2) Department,
Fort St. George, Chennai – 600 009.
- 2.The Commissioner Land Reforms,
Commissionerate of Land Reforms,
Ezhilagam, Chepauk, Chennai – 600 005.
- 3.The Special District Revenue Officer
(Land Acquisition),
Chennai – Kanniyakumari Industrial
Corridor Project,
No.16, Visalakshi Road,
Sevilimedu, Kanchipuram – 631 502.



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

4.The Special Tahsildar [Land Acquisition],
Chennai – Kanniyakumari Industrial
Corridor Project,
No.13, Suthakar Nagar, Periyar Nagar (North),
Virudhachalam, Cuddalore District.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 1st respondent in G.O.Ms.No.335 dated 21.08.2020 issued under Section 15 (1) of the Tamil Nadu Highways Act 2002 (Tamil Nadu Act 34 of 2002) on recommendation by the 2nd Respondent in ROC No.CKICP/CLA/15(1) SH-69/26/2020 dated 19.08.2020 for acquiring the petitioners property at S.No.639/17 admeasuring 120 sq. meters consisting of Ground 2 RCC Building RCC sunshade under Chennai - Kanniyakumari Industrial Corridor Project for Highways purpose of widening of SH-69, Virudhachalam - Ulundurpet Taluk at KM (21/050 to 22/849) No.66, U.Keeranur Village in Ulundurpet Taluk, Kallakurichi District followed by notification dated 28.08.2020 in Na.Ka.No.30/2019/அ4(மா.நெ.69) under Section 19(2) of the Act issued by the 3rd respondent and to quash the same and to forbear the respondents from interfering with the petitioner's peaceful possession of the said property.

For Petitioner	: Mrs.Radha Gopalan
For Respondents	: Mr.R.Ramanlaal
	Additional Advocate General
	Assisted by Mr.T.Arunkumar
	Additional Government Pleader



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

W.P.No.14438 of 2020

WEB COPY

- 1.Gnanasambandam
- 2.R.Rakesh Chan
- 3.S.Mahaboob Basha
- 4.Oliyul Rahaman
- 5.Sahul Hameed
- 6.Mohamed Yousuff
- 7.Paraskumar
- 8.Saravanan

...Petitioners

Vs

- 1.The Government of Tamil Nadu,
Rep. by the Commissioner of Land Administration,
Chepauk, Chennai – 600 005.
- 2.The Divisional Engineer (H),
Kanchipuram (CKICP), Tamil Nadu,
Chennai-Kanniyakumari Industrial Corridor Project,
- 3.Special District Revenue Officer (Land Acquisition),
Office of the Special Tahsildar (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
Kancheepuram – 631 502.
- 4.Special District Revenue Officer (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
Office of the Special Tahsildar (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
Cuddalore, Cuddalore District.



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

WEB COPY

5.Special Tahsildar (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project, SH-69,
Virudhachalam. ...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records from the 1st respondent relating to Notification bearing reference Roc. No. CKICP/CLA/15(1)/SH-69/26/2020 No.VI(1)/279(a-11)/2020 published in the Tamil Nadu Government Gazette dated 21.08.2020 and quash the same as same insofar as it sought to acquire the property in Virudhachalam Ulundurpet Road at KM 21/050 to 22/849 i.e. Ulundurpet Bazar street where the petitioners property is situated in survey No.501/16, 639/13B, 503/26 (503/36), 503/25, 501/18, 503/27, 639/13C and 639/15 at No. 66 U.Keeranur Village, Ulundurpet Taluk, Kallakurichi District as illegal arbitrary, malafide, contrary to Section 15 of the Tamil Nadu Highways Act 2001 without jurisdiction and consequently direct the respondents to allow the petitioner to live and enjoy the aforesaid property peacefully.

For Petitioners	: Mr.S.Saravana Kumar
For Respondents	: Mr.R.Ramanlaal
	Additional Advocate General
	Assisted by Mr.T.Arunkumar
	Additional Government Pleader

W.P.No.14627 of 2020

1.A.Jainulaptheen
2.R.Masilamani



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

3.A.Subramaniyan

4.K.Kamal Abdul Nazar

5.A.K.Mohamad Iqbal

6.K.Harun Rashith Basha

7.K.Athavu Rahman

8.M.Mohamed Rafi

9.P.Tamilmani

10.P.Pichayee Ammal

...Petitioners

Vs

1.The Government of Tamil Nadu,
Rep. by the Commissioner of Land Administration,
Chepauk, Chennai – 600 005.

2.Special District Revenue Officer (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
16, Visalakshi Nagar, Sevilimedu,
Kancheepuram – 631 502.

3.Special Tahsildar (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project, SH-69,
Virudhachalam,
Periyar Nagar, Cuddalore District.

4.The Divisional Engineer (H),
Kanchipuram (CKICP), Tamil Nadu,
Chennai-Kanniyakumari Industrial Corridor Project,
16, Visalakshi Nagar, Sevilimedu,
Kancheepuram – 631 502.

5.The Divisional Engineer (H), Cuddalore,
Chennai-Kanniyakumari Industrial Corridor
Project (CKICP),
Cuddalore.

...Respondents



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the records from the 1st respondent relating to Notification bearing reference Roc. No. CKICP/CLA/15(1)/SH-69/26/2020 - No.VI(1)/279(a-11)/2020 published in the Tamil Nadu Government Gazette dated 21.08.2020 and quash the same as same insofar as it sought to acquire the property in Virudhachalam Ulundurpet Road at KM 21/050 to 22/849 i.e. Ulundurpet Bazar street where the petitioners property is situated as illegal arbitrary, malafide, contrary to Section 15 of the Tamil Nadu Highways Act 2001 without jurisdiction and consequently direct the respondents to allow the petitioner to live and enjoy the property at survey No.501/21, 501/26, 501/28, 203/12A, 503/12B, 503/12C, 503/14, 503/18B, 639/10A in 66 U.Keeranur Village, Ulundurpet Taluk, Kallakurichi District sought to be acquired through the impugned proceedings peacefully.

For Petitioners : Mr.K.Srinivasa Murthy

For Respondents : Mr.R.Ramanlaal
Additional Advocate General
Assisted by Mr.T.Arunkumar
Additional Government Pleader

W.P.No.15204 of 2020

- 1.G.Kumar
- 2.P.Sakthivel
- 3.P.Shanthi
- 4.G.Jeganathan @ Ilango
- 5.N.Kuppusamy



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

6.S.Palani
7.A.Syed Ibrahim Asad
8.A.Muthuraman
9.K.Chakkarapani
10.G.Seenuvasan
11.G.Muthukumaran
12.Sri Pal
13.K.Kanaga Murugapppa
14.R.Manak Chand
15.M.Mohamed Iliyas

...Petitioners

Vs

1.The Commissioner of Land Administration,
Chepauk, Chennai – 600 005.

2.The Special District Revenue Officer
(Land Acquisition Officer),
Chennai-Kanniyakumari Industrial Corridor Project,
No.16, Visalakshi Nagar, Sevilimedu,
Kancheepuram – 631 502.

3.The District Collector,
Villupuram District,
Villupuram.

4.The Divisional Engineer,
Highways Department,
Chennai-Kanniyakumari Industrial Corridor Project,
Cuddalore.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for the records relating to the impugned order in Roc.No.CKICP/CLA/15(1)/SH-69/26/2020 published in



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

the Tamil Nadu Government Gazette Extraordinary No.335 Part VI-
Section 1 dated 21.08.2020 passed by the first respondent, quash the same
insofar as the petitioners' properties comprised in S.F.Nos.423/3, 501/19,
501/20, 501/22 to 501/24, 501/27, 503/22, 503/29, 639/8, 639/11, 639/13A,
639/14, 639/16 and 503/13, U.Keeranur Village, Ulundurpet Taluk,
Kallakurichi District which are the subject matters in Sl.Nos.,1, 7, 8, 10 to
12, 15, 23, 27, 28, 31, 32, 35 and 37.

For Petitioners	: Mr.N.Manoharan
For Respondents	: Mr.R.Ramanlaal Additional Advocate General Assisted by Mr.T.Arunkumar Additional Government Pleader

W.P.No.18847 of 2020

1.Mohanraj
2.Jaiganesh

...Petitioners

Vs

1.The Government of Tamil Nadu,
Rep. by the Commissioner of Land Administration,
Chepauk, Chennai – 600 005.

2.The Special District Revenue Officer
(Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
16, Visalakshi Nagar, Sevilimedu,
Kancheepuram.



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

3.The Special Tahsildar [Land Acquisition],
Chennai-Kanniyakumari Industrial Corridor Project,
SH-69, Vridhachalam,
Periyar Nagar, Cuddalore District.

4.The Divisional Engineer (H),
Kanchipuram (CKICP), Tamil Nadu,
Chennai-Kanniyakumari Industrial Corridor Project,
16, Visalakshi Nagar, Sevilimedu,
Kancheepuram – 631 502.

5.The Divisional Engineer (H), Cuddalore,
Chennai-Kanniyakumari Industrial Corridor Project,
Cuddalore.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records on the file of the 1st respondent relating to Notification bearing reference Roc. No. CKICP/CLA/15(1)/SH-69/26/2020 No.VI(1)/279(a-11)/2020 published in the Tamil Nadu Government Gazette dated 21.08.2020 and quash the same as illegal, incompetent insofar as it sought to acquire the property in Virudhachalam-Ulundurpet Road at KM 21/050 to 22/849 i.e. Ulundurpet Bazar street where the petitioners property is situated as illegal arbitrary, malafide, contrary to Section 15 of the Tamil Nadu Highways Act 2001 without jurisdiction and consequently direct the respondents to allow the petitioner to live and enjoy the property at survey No.639/18, 639/19 in U.Keeranur Village, Ulundurpet Taluk, Kallakurichi District sought to be acquired through the impugned proceedings peacefully.



WEB COPY



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

For Petitioners	: Mrs.R.Poornima
For Respondents	: Mr.R.Ramanlaal Additional Advocate General Assisted by Mr.T.Arunkumar Additional Government Pleader

COMMON ORDER

The learned Additional Advocate General appearing on behalf of the State assisted by Mr.P.Sankaranarayanan, JE/CKICP/VDM, Villupuram and based on the written instructions given by the respondents made a submission that the Government has already initiated action to drop the acquisition proceedings.

2.In view of the fact that the acquisition proceedings are proposed to be dropped, no further adjudication needs to be undertaken in respect of the grounds raised in the present writ petitions. If at all any contra opinion is taken by the respondents in future, the petitioners are at liberty to reopen the writ petition by filing a formal miscellaneous petition.



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

WEB COPY

3. With this liberty, the writ petitions are closed. No costs.

Consequently, connected miscellaneous petitions are closed.

28.08.2023

cse

Index: Yes/No

Speaking order/Non-speaking order

Neutral Citation: Yes/No

To

1. The State of Tamil Nadu,
Rep. by the Principal Secretary to Government
Highways & Minor Ports (HF2) Department,
Fort St. George, Chennai – 600 009.
2. The Commissioner Land Reforms,
Commissionerate of Land Reforms,
Ezhilagam, Chepauk,
Chennai – 600 005.
3. The Special District Revenue Officer
(Land Acquisition),
Chennai – Kanniyakumari Industrial
Corridor Project,
No.16, Visalakshi Road,
Sevilimedu, Kanchipuram – 631 502.



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

WEB COPY

- 4.The Special Tahsildar [Land Acquisition],
Chennai – Kanniyakumari Industrial
Corridor Project,
No.13, Suthakar Nagar, Periyar Nagar (North),
Virudhachalam, Cuddalore District.
- 5.Special District Revenue Officer (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
Office of the Special Tahsildar (Land Acquisition),
Chennai-Kanniyakumari Industrial Corridor Project,
Cuddalore, Cuddalore District.
- 6.The Divisional Engineer (H),
Kanchipuram (CKICP), Tamil Nadu,
Chennai-Kanniyakumari Industrial Corridor Project,
16, Visalakshi Nagar, Sevilimedu,
Kancheepuram – 631 502.
- 7.The Divisional Engineer (H), Cuddalore,
Chennai-Kanniyakumari Industrial Corridor
Project (CKICP),
Cuddalore.
- 8.The District Collector,
Villupuram District,
Villupuram.



WEB COPY



W.P.Nos.13991, 14438, 14627, 15204 & 18847 of 2020

S.M.SUBRAMANIAM, J.

cse

W.P.Nos.13991, 14438, 14627,
15204 & 18847 of 2020

28.08.2023