



W.P.No.33066 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED : 19.06.2023**

CORAM :

**THE HONOURABLE MR. JUSTICE S.M. SUBRAMANIAM**

**W.P.No.33066 of 2022**

P.Mani

... Petitioner

Vs.

1. The District Collector,  
Office of the District Collector,  
Sathurvachari,  
Vellore,  
Vellore District.
2. The District Collector,  
Office of the District Collector,  
Ranipet District,  
Ranipet.
3. The Special District Revenue Officer,  
National Highways Land acquisition,  
Bangalore-Chennai Express Highway,  
7<sup>th</sup> Main Road,  
[Near to Narayani Hospital], Part-II,  
Vallallar, Sathuvachari Post,  
Vellore – 632 009.
4. The Special Tahsildhar, [Land Acquisition]  
Bangalore-Chennai Express Highway,  
Office of the Tahsildhar,  
7<sup>th</sup> Main Road,  
[Near to Narayani Hospital], Part-II,  
Vallallar, Sathuvachari Post,  
Vellore – 632 009.



W.P.No.33066 of 2022

5. S.P.Munusami Reddy

... Respondents

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**Prayer :** Writ Petitions filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the third respondent to give the remaining balance compensation amount to petitioner for a sum of Rs.12,00,000/- [Twelve Lakhs] with interest at the rate of 9% per annum from 03.02.2018, lying in his account for the compensation amount liable to be paid by third respondent to petitioner.

|                 |   |                                                |
|-----------------|---|------------------------------------------------|
| For Petitioner  | : | Mr.A.Gouthaman                                 |
| For Respondents | : |                                                |
| For R1 to R4    | : | Mr.D.Ravichander<br>Special Government Pleader |
| For R5          | : | No Appearance                                  |

### **ORDER**

The learned counsel for the petitioner after arguing the case for a considerable length of time and when the learned Special Government Pleader appearing on behalf of the official respondents raised an objection that there is an objection from the 5<sup>th</sup> respondent for settling the compensation in favour of the petitioner, the learned counsel for the petitioner has chosen to withdraw the writ petition.



W.P.No.33066 of 2022

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2. In the event of objection for settling the compensation the matter has to be referred for adjudication before the competent Subordinate Court under the provisions of the National Highways Act, 1956. The proposal in this regard is settled by this Court in the case of **D.Kannan vs. The Director of Planning, National Highways Authority of India**, reported in (2007) 3 L.W. 747. However, the petitioner seeks permission to withdraw the writ petition. Accordingly, the writ petition stands dismissed as withdrawn. No costs.

**19.06.2023**

Index : Yes / No  
Neutral Citation: Yes/No  
Speaking order / Non Speaking order  
rgm



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W.P.No.33066 of 2022

**S.M. SUBRAMANIAM, J.**

rgm

To

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Vellore District.
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