



W.P.No.28311 of 2017

HIGH COURT LEGAL SERVICES COMMITTEE, CHENNAI

National Lok Adalat organised by the High Court Legal Services Committee

Saturday, the 09th day of September 2023

NATIONAL LOK ADALAT AWARD

(Chapter VI and u/s 21 of Legal Services Authorities Act, 1987)

Presided over by

The Hon'ble Mr.JUSTICE K.KUMARESH BABU

and

Members

Mr.A.Ratnavelu , District Judge (Retired)

Mrs.V.J.Latha, Advocate

W.P.No. 28311 of 2017

and W.M.P.No.30422 of 2017

Writ Petition filed for issuance of Writ of Certiorari calling for the records of the first respondent pertaining to the impugned reference in Reference No.B.S.R.943/96 dated 10.04.1996 and quash the same as illegal and contrary to Section 18 of the Act, 1894.

The Secretary,
Corporate Office,
M/s.NLC India Limited,
(Formerly M/s. Neyveli Lignite Corporation Limited)
Neyveli – 607 801. .. Petitioner

Vs;.

1.The Special Tahsildar No.XX
Land Acquisition (L.A)
Neyveli – 607 802.

2.P.Srinivasan .. Respondents

On representation of the counsel for both sides this case is taken up



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for settlement before the Lok Adalat. Both the parties are present. Mr.N.Nithianandam, the learned counsel for the petitioner and Mr.C.Sanghamithrai, Special Government Pleader appearing for first respondent and Mr.B.Govindha Prabhu for Mr.R.Abrar Mohamed Abdullah, learned counsel appearing for the respondent 2 are present before this Court.

TERMS OF SETTLEMENT

This Writ Petition have been filed challenging the order of reference on the ground of limitation. However, the parties to this petition have agreed to settle the dispute by arriving at compensation of sum of Rs.31,248/- (Rupees Thirty One Thousand Two Hundred and Forty Eight only) for the land acquired from the land owner.

2.It is brought to the notice that the second respondent/P.Srinivasan had died on 26.06.2022, and to substantiate the same a death certificate issued by the Chennai Corporation has been produced before us. The Legal Heir certificate issued by the Revenue Department dated 02.08.2022 was also placed before us. However, Sri Devi, the daughter of the deceased second respondent is not present before us, but S.Padmashankar, who is shown as the son the deceased second respondent would agree to receive his share of the amount that his father is entitled to and therefore, he is willing to receive 50% of the settled amount.

3. Settlement with regard to the 50 % share of the deceased second respondent is recorded and the Writ Petition is closed with regard to the same in respect of S.Padmashankar. The Writ Petition is referred back to Court to take appropriate steps to bring Ms.Sri Devi as the contesting respondent as the Legal Heirs of the deceased second respondent.

The Secretary,

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Corporate Office,
M/s.NLC India Limited,
(Formerly M/s. Neyveli Lignite Corporation Limited)
Neyveli – 607 801.

Counsel for the petitioner

Counsel for the first respondent

P.Srinivasan

Counsel for the 2nd respondent

This Lok Adalat award is passed in terms of the above settlement.

The full Court fee paid shall be refunded to the appellant in the manner provided under Section 69-A of the Tamil Nadu Court-Fees and Suits Valuation Act, 1955 and the Court Fees Act, 1870 as provided for under sub Sec.1 of Section 21 r/w 25 of LSA Act 1987 as amended in 1994.

Judge

Member

Member

gba/pbn

To: The parties/Advocate concerned

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1. The Special Tahsildar No.XX
Land Acquisition (L.A)
Neyveli – 607 802.
- 3.The Secretary, High Court Legal Services Committee, Chennai.
- 4.The Section Officer, V.R.Section, High Court, Madras.
- 5.The Section Officer, Lok Adalat Section, High Court, Madras.+2 copies



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K.KUMARESH BABU, J

gba

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09.09.2023