



W.P.(MD)No.2498 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.10.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.(MD)No.2498 of 2021

V.S.R.Jegathese

... Petitioner

Vs.

1.The Secretary to the Government,
Highways and Minor Ports Department,
St.George Fort, Secretariat, Chennai-600 009.

2.The Project Director
Tamil Nadu Road Sector Project -II,
No. 171, Kesavaperumal Puram,
Greenways Road,
Raja Annamalaipuram, Chennai-600 028.

3.The Special District Revenue Officer (land Acquisition),
Tamil Nadu Road Development Scheme-II,
Tiruchirappalli.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents 1 to 3 to pass final award in respect of the petitioner's acquired lands in accordance with sections 25 to 31 and 37 of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013 in the light of the petitioner's representation dated 20.01.2021 within the time stipulated by this Court.

For Petitioner

: Mr.J.David Ganesan



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For Respondents : Ms.D.Farjana Ghoushia,
Special Government Pleader

ORDER

This Writ Petition has been filed for the issue of writ of mandamus directing respondent Nos.1 to 3 to pass final award with respect to the petitioner's acquired lands in accordance with sections 25 to 31 and 37 of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013, by considering the representation made by the petitioner on 20.01.2021.

2. When the matter was taken up for hearing, the learned Special Government Pleader filed a status-report / counter-affidavit of the third respondent. The relevant portions in the counter-affidavit are extracted hereunder:

“3. In this connection it is submitted that in pursuance of Government Orders No.12 Revenue Department, dated 07.01.2011 totally an extent of 35275 Square Meter of dry land in Appuvillai Village of Tirunelveli District have been acquired for the purpose of upgrading the Nangeri-Uvari Road (SH-89) and interim award orders passed vide No.64/2016-2017 dated : 07.04.2017 and final award was passed on 30.04.2020.



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4) *Out of this total extent an extent of 5524 Square Metre of dry land comprised in various survey numbers are covered under Land Acquisition which belongs to the petitioner and total compensation amount of Rs.1,64,83,292/- (Rupees One Crore Sixty Four Lakh Eighty Three Thousand Two Hundred and Ninety Two only) being the compensation amount have been paid to the petitioner as detailed below.*

Sl.No.as per Gazette	Survey No with Sub Division	Apport-ment (sq.mt.)	By Interim Award Amount Rs.	By Final Award Amount Rs.	Total Award Amount Paid Interim +Final
1	2	3	4	5	6
17	10-2A1B	347	775840	2,66,045	10,41,885
25	29-1C2	10	7214	250	7,464
27 & 28	59-5 & 59-6	146	326434	1,11,938	4,38,372
30	61-2B2	135	29573	10,141	39,714
35	70-1B	480	1216578	3,68,017	15,84,595
36	70-2B	90	19715	6,760	26,475
37	70-3A2	25	5477	1,878	7,355
48	73-2B	39	87198	29,902	1,17,100
53	75-1A2	172	722255	2,47,670	9,69,925
58	79-2A1b	600	1341510	4,60,021	18,01,531
60	79-3A1B	906	2025681	6,94,630	27,20,311
61	79-4B	2574	5755080	19,73,485	77,28,565
		5524	1,23,12,555/-	41,70,737/-	1,64,83,292/-



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Abstract

Interim Award Amount Rs. - 1,23,12,555/-

Final Award Amount Rs. - 41,70,737/-

Total Rs. - 1,64,83,292/-

(Rupees One Crore Sixty-four Lakh Eighty-three Thousand Two Hundred and Ninety-two only) ”

3. The learned Special Government Pleader further submitted that the award amount has also been disbursed to the petitioner.

4. In view of the above development, nothing survives in this Writ Petition and accordingly, the same stands closed. No costs.

11.10.2023

NCC:yes/no
Index:yes/no
Internet:yes/no
tsg



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N.ANAND VENKATESH, J.

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