



W.P(MD)No.4726 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.03.2023

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P(MD)No.4726 of 2023

and

W.M.P(MD)No.4379 of 2023

C.Maharajan

... Petitioner

Vs.

- 1.The Project Director
Chennai - Kanyakumari Industrial Corridor Project,
No.76, Sardar Patel Road,
HRS Complex,
Guindy,
Chennai - 600 025.
- 2.The District Revenue Officer (Land Acquisition),
Chennai - Kanyakumari Industrial Corridor Project,
Plot No.B-39, 19th Cross Street,
Maharaja Nagar,
Tirunelveli - 11.
- 3.Kishore Kumar
The Assistant Divisional Engineer (Highways),
Chennai - Kanyakumari Industrial Corridor Project,
Thiruppathur,
Sivagangai District.



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4.The Special Tahsildar (Land Acquisition),
Chennai - Kanyakumari Industrial Corridor Project,
Thiruppathur,
Sivagangai District.

... Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order bearing Na.Ka.No.A3/281/2020 dated 31.01.2023 on the file of the second respondent and set aside the same as illegal and consequently direct the second respondent to refer the dispute regarding the award bearing Na.Ka.No.A3/281/2020 dated 24.09.2021 on the file of the second respondent for fixation of compensation to the Court concerned.

For Petitioner : Mr.R.Shankar Ganesh

For Respondents : Mr.N.Muthu Vijayan
Special Government Pleader

ORDER

This writ petition has been filed questioning the impugned order, dated 31.01.2023 issued by the fourth respondent / Special Tahsildar (Land Acquisition), Chennai - Kanyakumari Industrial Corridor Project, Thiruppathur, Sivagangai District.



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Lakhs Ninety Four Thousand Two Hundred and Twenty only) which had been deposited in the account of the petitioner herein.

4. The petitioner is permitted to give a fresh representation questioning and raising grounds as against the amount granted and such representation is to be given on or before 31.03.2023 and if it is done so, after following due process and procedure namely, by issuing notice to the petitioner herein, that particular representation may be disposed of on or before 30.04.2023. Naturally since this order is passed, the impugned order is set aside and the respondents are directed to re-examine the entire issue of the award amount afresh.

5. With the above directions, the writ petition stands allowed. No costs. Consequently, connected miscellaneous petition is closed.

16.03.2023

Index :Yes/No
Internet :Yes/No
NCC : Yes / No
RM



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To

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C.V.KARTHIKEYAN, J.

RM

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