



W.P.(MD)No.9835 of 2020

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.07.2023

CORAM

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.(MD)No.9835 of 2020

M.Chandrasekaran

... Petitioner

Vs.

1. The Director of Agriculture,
Department of Agriculture,
Chepauk, Chennai.
2. The District Collector,
Thoothukudi District.
Thoothukudi.
3. The Joint Director of Agriculture,
District Department of Agriculture,
Thoothukudi District.
4. The Joint Registrar of Co-op Societies,
Thoothukudi District,
Thoothukudi.
5. The Divisional Manager,
New India Assurance Company Limited,
770-A, Spencer Towers 3rd Floor,
Anna Salai, Chennai – 2.



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6. The Assistant Director of Agriculture,
Kayathar,
Thoothukudi District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance a *Writ of Mandamus*, directing the respondents to provide the crop insurance amount for the period of 2018-2019 under Crop Insurance cum Flood Relief Scheme to the petitioner.

For Petitioner : No appearance

For R-1 to 4 & 6 : Mr.B.Saravanan
Additional Government Pleader

For R-5 : Mr.G.Prabu Rajadurai

ORDER

This writ petition is filed for *Writ of Mandamus* seeking direction to the respondents to provide the crop insurance amount to the petitioner for the period of 2018-2019, under *Crop Insurance cum Flood Relief Scheme*.

2. There is no representation on the side of the petitioner either by the petitioner in person or through his Counsel.



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3. Today, when the matter is taken up for hearing, the learned counsel appearing for the 5th respondent submitted that there is no claim for the year 2018-2019 and therefore, liability cannot be fixed on the 5th respondent.

4. The learned Additional Government Pleader appearing for the respondent Nos.1 to 4 & 6 submitted that the actual yield recorded for maize crop during Rabi 2018-2019 in Savalaperi Village 2153kg/Ha, whereas the Threshold Yield is only 1940kg/Ha. Therefore, the actual yield obtained is more than the Threshold Yield. Hence, the Insurance company/5th respondent has declared the Savalaperi Village of Kayathar Block, Thoothukudi District as a “***No claim village***” for maize crop during Rabi, 2018-2019.

5. Therefore, this Court is of the considered opinion that since the said village has Yielded more than the limit fixed, the petitioner is not entitled to get any relief.



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6. Accordingly, this Writ petition stands dismissed. There shall be no order as to costs.

Index : Yes / No
Internet : Yes
ksa

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S.SRIMATHY, J

ksa

**Order made in
W.P.(MD)No.9835 of 2020**

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