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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.01.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.29196 of 2022

N.Kanagaselvi ... Petitioner

Vs.

The District Collector / Land Acquisition Officer,
Nagercoil,
Kanyakumari District. ... Respondent

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to enhance the compensation for the acquisition of the petitioner's land in survey No.97/1B situated at Therekaalpudur Village, Agastheeswaram Taluk, Kanyakumari District, to an extent 153 sq.mtr. from Rs.455.60 sq.mtr. to Rs.2171.16 sq.mtr. based on the petitioner's representation dated 18.02.2022 within the period stipulated by this Court.

For Petitioner : Mr.Ananth C.Rajesh

For Respondent : Mr.A.K.Manikkam,
Special Government Pleader.

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O R D E R

Heard the learned counsel on either side.

2. The prayer sought for in this writ petition cannot be granted at this stage. As rightly pointed out by the learned Special Government Pleader, the writ petition has been pre-maturely filed.

3. The District Collector / respondent herein has issued notice dated 04.11.2022 calling upon the petitioner to participate in the award enquiry. Only after the award is passed and compensation is finally fixed, the question of considering the petitioner's request will arise. Till then, the petitioner has to take recourse to the statutory provisions. Filing the writ petition straightaway may not really be appropriate. This writ petition stands dismissed for the present. No costs.

25.01.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes / No
PMU

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To:

The District Collector / Land Acquisition Officer,
Nagercoil,
Kanyakumari District.

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G.R.SWAMINATHAN,J.

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