



W.P.(MD)No.29296 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 18.08.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.29296 of 2022

and

W.M.P.(MD)No.23288 of 2022

P.Palanichamy

... Petitioner

versus

1. The Union of India,
Rep. by the Secretary,
Department of Road Transport
and Highways,
No.G5, 6, Sector – 10, Dwarka,
New Delhi – 110 010.
2. The District Collector,
Virudhunagar District,
Virudhunagar.
3. The Authorised Officer/District
Revenue Officer,
Road Transport and Highways
Department,
Thirumangalam to Rajapalayam
(NH-744) Four Way Project,
District Collectorate Campus,
Virudhunagar.



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4. The National Highways Authority of India,
Rep. by its Regional Officer,
2nd and 3rd Floor,
Vijayakrishna Plaza,
No.1, Lake Area,
Melur Main Road,
Mattuthavani, Madurai.

5. The Special Tahsildar (Land Acquisition)
Thirumangalam-Rajapalayam National
Highways (NH 744) Four Way Project,
Unit – IV, Rajapalayam,
Virudhunagar District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Mandamus, to forbear the respondents from acquiring the land in Survey Nos.598/2, 598/6 and 589/9 to an extent of 0.21.00, 0.17.50 and 0.29.50 hectares situated at S.Ramalingapuram Village, Samsikapuram Revenue Village, Rajapalayam Taluk, Virudhunagar District, without following the due process of law and without fixing fair compensation procedure contemplated under Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 by considering the petitioner's representation dated 21.10.2022 within time fixed by this Court.



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For Petitioner : Mr.T.Thirumugan
For R1 : Mr.M.Karthikeya Venkitachalapathy
Central Government Standing Counsel
For R2, R3
and R5 : Mr.P.T.Thiraviam,
Government Advocate
For R4 : Mr.Su.Srinivasan

ORDER

The petitioner's lands in Survey Nos.598/2, 598/6 and 589/9 situated at S.Ramalingapuram Village, Samsikapuram Revenue Village, Rajapalayam Taluk, Virudhunagar District, were acquired by the National Highways in the year 2020. However, the respondents have not provided any compensation to the petitioner for acquisition of the said lands. Hence, the petitioner is before this Court.

2. The learned Government Advocate appearing for the respondents 2, 3 and 5, on instructions, submits that for acquisition of the petitioner's land, an award has already been passed and the compensation amount would be deposited in the petitioner's Bank



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Account within a reasonable time.

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3. Considering the submission of the learned Government Advocate, this writ petition is disposed of with a direction to the third respondent to deposit the compensation amount in the petitioner's Bank Account, within a period of four weeks from the date of receipt of a copy of this order. If the petitioner is having any grievance with regard to the quantum of compensation, it is always open to him to work out his remedy in the manner known to law. No costs. Consequently, connected miscellaneous petition is closed.

18.08.2023

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NCC : Yes / No.

Index : Yes / No.

Internet : Yes / No.



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B.PUGALENDHI, J.

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