



W.P(MD)No.27805 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 24.11.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.27805 of 2023

and

W.M.P.(MD)No.23909 of 2023

The American College
Rep. by its Principal and Secretary,
Dhavamani Christoper,
Tallakulam,
Madurai.

... Petitioner

Vs.

1.The State of Tamil Nadu
Rep. by its Secretary,
Highways Department,
Fort St.George,
Chennai.

2.The District Collector,
Madurai District,
Madurai.

3.The Revenue Divisional Officer,
Competent Authority,
Highways Acquisition,
Madurai.

4.The Special Tahsildar (Land Acquisition)
Highways Land Acquisition,
and Management Division, Madurai.

... Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to forbear the respondents from taking possession of the land belonging to the petitioner College situate at S.Nos. 1, 10 and 14 to 16, B.B.Kulam, Madurai North Taluk, Madurai more than the land to an extent of 742 Sq. Meters notified under the Tamil Nadu Land Acquisition Act, 2001 vide proceedings of the 4th respondent dated 08.08.2023.

For Petitioner : Mr.Ajmal Khan
Senior Counsel
for M/s.Ajmal Associates

For Respondents : Mr.Veerakathiravan
Additional Advocate General
assisted by Mr.S.Ramachandran
Additional Government Pleader for R1 to R4

ORDER

Heard the learned Senior Counsel appearing for the petitioner and the learned Additional Advocate General assisted by learned Additional Government Pleader appearing for the respondents.

2. The fourth respondent had issued notification under Tamil Nadu Highways Act, 2001 for acquiring 742 sq.meters of land belonging to the



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petitioner college. The petitioner's apprehension is that the respondents may take more land than what has been notified.

3. When the case was taken up for admission, the learned Additional Advocate General clarified that the respondents propose to take only 742 sq.meters of land from the petitioner college under the present notification and that in any event, the respondents will adhere to due process of law.

4. Recording the said submission, the Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

24.11.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To

1.The Secretary,
Highways Department,
Fort St.George,
Chennai.

3/4



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- 2.The District Collector,
Madurai District,
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