



W.P.Nos.2758 and 2760 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.08.2024

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.Nos.2758 and 2760 of 2021

and

W.M.P.Nos.3097 and 3106 of 2021

Prayer in W.P.No.2758 of 2021

- 1.V.R.Saravanan
- 2.Muthusamy
- 3.Radhamani
- 4.Kalaiselvi

... Petitioners

Vs.

1. The Principal Chief Engineer,
WRO, Public Works Department,
Chepauk, Chennai-600 005.
- 2.The District Collector,
Salem District,
Salem.
- 3.The Sub-Collector,
Mettur, Salem District.
- 4.The Tahsildar,
Mettur, Salem District.

... Respondents



W.P.Nos.2758 and 2760 of 2021

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to forbear the respondents from constructing canal in the petitioners agricultural patta land at Survey Nos.87/1B2, 87/1E, 86/4, 86/5B, 91/4B and 91/2B, Soorapalli Village, Mettur Division, Salem District connecting Kuppampatti lake and Jalagandapuram lake, without due process of law.

Prayer in W.P.No.2760 of 2021

- 1.Pachamuthu
- 2.Vedappan
- 3.M.Pazhanisamy
- 4.M.Chinnamuniyan
- 5.Mariammal
- 6.Anjali
- 7.Periyasamy
- 8.Mathiazhagan
- 9.Vasantha
- 10.Veerappan
- 11.Raja
- 12.Chinnapaiyan
- 13.Rajendran

... Petitioners

Vs.

1. The Principal Chief Engineer,
WRO, Public Works Department,
Chepauk, Chennai-600 005.
- 2.The District Collector,
Salem District,
Salem.



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3. The Sub-Collector,
Mettur, Salem District.

4. The Tahsildar,
Mettur, Salem District.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to forbear the respondents from laying pipelines in the petitioners agricultural patta land at S.Nos.195/2, 151/2L, 151/3G, 188/1, 151/2C, 151/2K, 151/3C, 151/3H, 186/5, 253/2A, 183/3A, 152/1D, 151/1E, 152/IE2, 183/3A & 182/3B, Pappambadi Village, Omalur Taluk, Salem District, connecting Vellalapuram Lake and Vadukampatti Lake, without due process of law.

In both petitions

For Petitioners : Mr.S.Parthasarathy

For Respondents : Mr.L.S.M.Hasan Fisal
Additional Government Pleader

COMMON ORDER

The Writ Petition in W.P.No.2758 of 2021 has been filed to forbear the respondents from constructing canal in the petitioners' agricultural patta land situated at Survey Nos.87/1B2, 87/1E, 86/4, 86/5B,



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91/4B and 91/2B, in Soorapalli Village, Mettur Division, Salem District connecting Kuppampatti lake and Jalagandapuram lake, without due process of law.

2. The Writ Petition in W.P.No.2760 of 2021 has been filed to forbear the respondents from laying pipelines in the petitioners' agricultural patta land situated at S.Nos.195/2, 151/2L, 151/3G, 188/1, 151/2C, 151/2K, 151/3C, 151/3H, 186/5, 253/2A, 183/3A, 152/1D, 151/1E, 152/1E2, 183/3A & 182/3B, in Pappambadi Village, Omalur Taluk, Salem District, connecting Vellalapuram Lake and Vadukampatti Lake, without due process of law.

3. The learned counsel appearing for the petitioners in both the writ petitions submits that the petitioners are the owners of the aforesaid properties and though the properties of the petitioners were utilized by the respondents for laying pipelines and constructing canal, no fair compensation was given. Hence, the writ petitions have been filed.



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4. The learned Additional Government Pleader appearing for the respondents submits that during the pendency of this petition, in respect of the lands belonging to the petitioners utilized by the respondents, an award was passed in Na.Ka.No.2203/2024/E dated .08.2024 and the amount was deposited before the concerned Court.

5. In view of the above submission made by the learned Additional Government Pleader appearing for the respondents, no further order is required to be passed in this writ petition. Accordingly, these Writ Petitions are disposed of with liberty to the petitioners to file appropriate application before the concerned Court for reimbursement of the compensation. There shall be no order as to costs. Connected miscellaneous petitions are closed.

12.08.2024

NCC: Yes / No
Index : Yes / No
Speaking Order : Yes / No
ssb



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To

1. The Principal Chief Engineer,
WRO, Public Works Department,
Chepauk, Chennai-600 005.
2. The District Collector,
Salem District,
Salem.
3. The Sub-Collector,
Mettur, Salem District.
4. The Tahsildar,
Mettur, Salem District.



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M.DHANDAPANI, J.

ssb

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and
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