



WEB COPY



W.P.No.3443 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.04.2024

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.No.3443 of 2024

- 1.R.Deenadalayan
- 2.R.Mani
- 3.R.Durairaj
- 4.R.Shanmugam
- 5.V.Gopalakrishnan
- 6.Meenakshi @ Maheshwari
- 7.V.Sathish Kumar

... Petitioners

Versus

1. The Land Acquisition Officer cum
District Collector, Kancheepuram
District Collectorate Office, Kancheepuram.
 2. The Divisional Engineer,
Highways, Construction & Maintenance,
GST Road,
Opp. to Govt. Medical College Hospital,
Chengalpet.
- Respondents

...

Prayer:- Writ Petitions filed under the Article 226 of Constitution of India,
to issue a Writ of Mandamus directing the respondents to pay petitioner



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enhanced compensation with all other benefits as per the decree and judgment dated 20.03.2017 passed by the Additional Subordinate Judge, Chengalpet in LAOP No.23 of 2016 and confirming the lower court enhanced compensation of Rs.13,500/- per sq.mtrs as per the Order by this Court in CRP.No.671 of 2021 dated 04.08.2021 by disposing of the petitioners' representation dated 07.07.2023.

For Petitioner : Mr.J.Ram

For Respondents : Mr.A.Selvendran
Special Government Pleader

ORDER

This writ petition has been filed to direct the respondents to pay petitioner enhanced compensation with all other benefits as per the decree and judgment dated 20.03.2017 passed by the Additional Subordinate Judge, Chengalpet in LAOP No.23 of 2016 and confirming the lower court enhanced compensation of Rs.13,500/- per sq.mtrs as per the Order by this Court in CRP.No.671 of 2021 dated 04.08.2021 by disposing of the petitioners' representation dated 07.07.2023.



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2. It is the grievance of the writ petitioner that the land of the petitioner has been acquired by the Government for the purpose of formation of Radial Road that is to extend to six lane of Old Mahabalipuram Road and awarded compensation and the compensation received by the petitioners are under protest. In this regard, the petitioners has given representation on 21.11.2017 for referring the matter to the Tribunal for enhancement of compensation. Whereas, for the adjacent land owners, whose lands have been acquired, have been referred to Land Acquisition Tribunal and they have been granted enhanced compensation. The revision filed as against the Order of the Tribunal has also been dismissed confirming the enhancement made by the Tribunal. Therefore, once again petitioners have given representation on 07.07.2023 and the same has not been considered by the respondents. Hence, the present writ petition.

3. Heard Mr.J.Ram, learned counsel for the petitioners and Mr.A.Selvendran, learned Special Government Pleader for the respondents.

4. Considering the fact that the District Collector has to make



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reference under section 28 [A] [1] and [2] of Land Acquisition Act, the first respondent is directed to refer the matters to the tribunal for enhancement of compensation with all other benefits as per Land Acquisition Act and in the light of the decree and judgment dated 20.03.2017 passed by the learned Additional Subordinate Judge, Chengalpet in LAOP No.23 of 2016.

5. With the above directions, this Writ Petition stands disposed of.

No costs.

05.04.2024

Index:Yes/No

Neutral Citation : Yes/No

dhk

To,

1. The Land Acquisition Officer cum
District Collector, Kancheepuram
District Collectorate Office, Kancheepuram.
2. The Divisional Engineer,
Highways, Construction & Maintenance,
GST Road,
Opp. to Govt. Medical College Hospital,
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N.SATHISH KUMAR, J.



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(1/2)**