



WEB COPY



W.P. No.11583 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.06.2024

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.No.11583 of 2024 and
W.M.P. Nos.12676 & 12678 of 2024

Smt.A.A.Ayisha Nachia

... Petitioner

Vs

1.The District Collector

Office of the District Collector

Kancheepuram District

Kancheepuram

2.The Special Deputy Collector (Land Acquisition)

Tamil Nadu Urban Development Scheme - II

Alandur, Chennai - 600 016

3.The Special District Revenue Officer (Land Acquisition)

Highways Department

Metropolitan City Section

Alandur, Chennai - 600 016

... Respondents

Prayer: Writ Petitions filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus to call for records pertains to notice of 2nd respondent dated 29.07.2010 made in Na.Ka. No.130/2007/A1 and quash the same and further direct the 2nd respondent to pay sum of



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Rs.7,75,264/- (seven lakhs seventy five thousand two hundred sixty four only)
as compensation with interest before taking possession of the property situated
in S. No.67/2D1B, Land Acquisition Sub Division No.67/2D1B, Neelangarai,
Shozhinganallur Taluk, Chengalpattu District from the petitioner.

For Petitioner : Mr.R.Ramesh

For Respondents : Mr.P.Sathish
Addl. Govt. Pleader for R1 to R3

ORDER

This writ petition has been filed to call for the records pertains to
notification of the 2nd respondent dated 29.07.2010 made in Na.Ka.
No.130/2007/A1, quash the same and for a further direction to the 2nd
respondent to pay a sum of Rs.7,75,264/- (seven lakhs seventy five thousand
two hundred sixty four only) as compensation with interest before taking
possession of the property situated in S. No.67/2D1B, Land Acquisition Sub
Division No.67/2D1B, Neelangarai, Shozhinganallur Taluk, Chengalpattu
District from the petitioner.



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2. The grievance of the petitioner is that a notification was issued originally for acquiring 91 sq.mtrs of land and the land has been acquired and compensation was also paid. However, now contrary to the notification, the respondents are making an attempt to acquire a further extent of 7 sq.mtrs i.e. 97 sq.mtrs. instead of 91 sq.mtrs. Hence, without payment of compensation, the excess land cannot be acquired.

3. The learned Additional Government Pleader appearing for the respondents, on instructions, would submit that they have acquired only 91 sq.mtrs. of land. They will not take excess land, as stated by the writ petitioner. The statement of the learned Additional Government Pleader is recorded.

4. In such view of the matter, no further order is required. Accordingly, this writ petition is disposed of. No costs. Consequently, the connected writ miscellaneous petitions are closed.

13.06.2024

Speaking order / Non-speaking order
Index : Yes / No
Neutral Citation : Yes / No
Asr



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Kancheepuram
- 2.The Special Deputy Collector (Land Acquisition)
Tamil Nadu Urban Development Scheme - II
Alandur, Chennai - 600 016
- 3.The Special District Revenue Officer (Land Acquisition)
Highways Department
Metropolitan City Section
Alandur, Chennai - 600 016
- 4.The Government Pleader
High Court, Madras



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N.SATHISH KUMAR, J.

Asr

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