



WEB COPY



W.P.No.30697 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2024

CORAM

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

W.P.No.30697 of 2024

C.S.Harikeerthana

... Petitioner

VS.

- 1.The Secretary to Government,
Transport Department,
Tamil Nadu Government,
Secretariat, Fort. St George,
Chennai – 600 009.
- 2.The District Collector,
The Land Acquisition Officer,
Chinnasalem – Kallakurichi,
New Board Gauge Railway Line Project,
Collectorate,
Kallakurichi.
- 3.The District Revenue Officer,
Chinnasalem – Kallakurichi,
New Broad Gauge Railway Line Project,
Collectorate,
Kallakurichi.
- 4.The Special Tahsildar (Land Acquisition)
Chinnasalem – Kallakurichi,
New Broad Gauge Railway Line Project,
Southern Railway,
Office of the Tahsildar,
Kallakurichi Taluk and District.



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2. The petitioner herein seeks a direction to the respondents 1 to 4 to consider her representation dated 16.09.2024 seeking revaluation of the acquired property on square feet basis instead of valuation based on cents.

3. It is the case of the petitioner that she got the property with an extent of 5 cents in Survey No.219/1A situated at Kallakurichi Municipality, Kallakurichi under a Settlement Deed executed by her mother dated 05.10.2017. The said property was acquired by the respondents for the purpose of forming new broad gauge railway line project from Chinnasalem to Kallakurichi. The compensation amount was fixed by the Competent Authority at Rs.2,91,541/-.

4. It is the further case of the petitioner that even at the time of settlement in the year 2017, the market value of the property was Rs.69,76,000/- and Competent Authority undervalued the property and fixed meager amount as the compensation. Therefore, she submitted a representation before the respondents on 16.09.2024 seeking enhancement of compensation and the same has not been considered. Hence, the petitioner is before this Court.



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5. In the case on hand, the award was passed on 13.08.2024 and the representation of the petitioner was submitted on 16.09.2024, well within the time limit seeking enhancement. Therefore, the 2nd respondent is directed to consider the representation of the petitioner dated 16.09.2024 in the light of Section 8 of the Tamil Nadu Acquisition of Land for Industrial Purposes Act, 1997 and pass final orders on its own merits and in accordance with law, within a period of six weeks from the date of receipt of copy of this order.

6. With the above direction, the Writ Petition stands disposed of. No costs.

18.10.2024
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Index : Yes/No
Speaking order: Yes/No
Neutral Citation: Yes/No
dm



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To

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1. The Secretary to Government,
Transport Department,
Tamil Nadu Government,
Secretariat, Fort. St George,
Chennai – 600 009.
2. The District Collector,
The Land Acquisition Officer,
Chinnasalem – Kallakurichi,
New Board Gauge Railway Line Project,
Collectorate, Kallakurichi.
3. The District Revenue Officer,
Chinnasalem – Kallakurichi,
New Broad Gauge Railway Line Project,
Collectorate, Kallakurichi.
4. The Special Tahsildar (Land Acquisition)
Chinnasalem – Kallakurichi,
New Broad Gauge Railway Line Project,
Southern Railway,
Office of the Tahsildar,
Kallakurichi Taluk and District.
5. The Chief Administrative Officer,
Constructions,
Southern Railways,
Egmore, Chennai – 600 008.
6. The Deputy Chief Engineer,
Constructions,
Southern Railways,
Salem Divisions, Salem.



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S.SOUNTHAR, J.

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