



W.P.Nos.31004 and 31012 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.01.2024

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THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P.Nos.31004 and 31012 of 2018

and

W.M.P.Nos.36162, 36166, 36175 & 36176 of 2018

G.Kamala

... Petitioner
in W.P.No.31004 of 2018

G.Senthil Kumar

... Petitioner
in W.P.No.31012 of 2018

versus

1.The Secretary to Government,
Industries Department,
Fort. St.George, Chennai – 600 009.

2.The District Collector,
Office of the District Collector,
Sathuvachari, Vellore – 9.

3.The District Revenue Officer,
Office of the District Revenue Officer,
Office of the District Collector,
Sathuvachari, Vellore – 9.

.....Respondents
in both W.Ps



W.P.Nos.31004 and 31012 of 2018

Prayer in W.P.No.31004 of 2018 :

Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Certiorari, calling for the records relating to the impugned notice dated 29.08.2018 issued by the third respondent to the petitioner under Section 3(2) of Tamil Nadu Act, 10 of 1999 in respect of the petitioner's properties in Survey Nos.2/5 (Ac.2.88 cents) & 1/3 (12 cents) Abdullapuram Village, Vellore Taluk and District.

Prayer in W.P.No.31012 of 2018 :

Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Certiorari, calling for the records relating to the impugned notice dated 29.08.2018 issued by the third respondent to the petitioner under Section 3(2) of Tamil Nadu Act, 10 of 1999 in respect of the petitioner's properties in Survey Nos.2/3 (3 cents), 2/4(1.89 acres) and 2/5(1.08 acres) Abdullapuram Village, Vellore Taluk and District, measuring an extent of 3 acres and quash the same.

For Petitioners : Mr.S.Thanka Sivan
in both W.Ps.

For Respondents : Mr.J.Ravindran
Additional Advocate General
assisted by Mr.R.U.Dinesh Rajkumar,
Additional Government Pleader
in both W.Ps.



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COMMON ORDER

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These writ petitions have been filed to quash the impugned notice dated 29.08.2018 issued by the third respondent under Section 3(2) of Tamil Nadu Acquisition of Land for Industrial Purposes Act, 1997 (Act, 10 of 1999) in respect of the subject properties.

2. Today, when the matter are taken up for hearing, the learned Additional Advocate General appearing for the respondents submitted that the impugned notice is nothing but a show cause notice, and the petitioners also sent a reply in response to the show cause notice and final order was also passed on 26.11.2018. Therefore, nothing survives for adjudication in these writ petitions.

3. At this juncture, the learned counsel for the petitioners submitted that subsequently, the law has changed, but no final order has been passed till date. However, the learned Additional Advocate General produced a copy of the final order dated 26.11.2018.



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4. Since the writ petitions have been filed on 19.11.2018, soon after filing of these writ petitions, final order had been passed on 26.11.2018 and hence, nothing survives for adjudication in these writ petitions. However, the petitioners are at liberty to work out their remedy in the manner known to law. In view of the same, these Writ Petitions are dismissed as having become infructuous. There shall be no order as to costs. Consequently connected miscellaneous petitions are closed.

03.01.2024

Index: Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation Case : Yes/No
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To

- 1.The Secretary to Government,
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- 3.The District Revenue Officer,
Office of the District Revenue Officer,
Office of the District Collector,
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Pg.Nos.4/5



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P.VELMURUGAN, J.
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Pg.Nos.5/5