



1

W.P.(MD)NO.5913 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 13.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.5913 of 2024AND
W.M.P.(MD)No.5563 of 2024

M. Pandi

... Petitioner

Vs.

1. The Arbitrator (District Collector)
(Under the National Highways Act)
Office of the District collector,
Theni.
2. The Authorized Officer &
The Special District Revenue Officer,
Land Acquisition-National Highways,
45 & 220, Theni.
3. The Project Director,
Indian National Highways Commission,
Plot No.1, Ishwaryam Heights,
Indira Nagar, Chennamanaickenpatti Post,
Thadikombu,
Dindigul – 624 004.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for records relating to the impugned order of the 1st respondent in A.P No.129/2017/Theni/NH-45V & 220/Phase-I dated 26.02.2022 confirming the impugned order of the 2nd respondent in Roc. No.25/2010/Spl.Tahr/LA, Award No.09/2011-Endapuli Village, dated



20.01.2012 and the impugned order of 2nd respondent in Roc.No. 25/2010/Spl.DRO/LA-NH, Award No.09/2011-Additional-Endapuli Village, dated 17.07.2013, quash the same and consequently direct the respondents herein to pay enhanced compensation of Rs.9,98,440/- at the rate of Rs.458/- per sq.ft., for the lands measuring 202 sq. ft., and Rs. 2,14,130/- for dwelling house, together with 30% solatium, 12% additional compensation, 9% interest from 09.06.2010 to 09.06.2011, thereafter at 15% interest on the remaining dues which is still due and outstanding payable to the petitioner.

For Petitioner : Mr. K. Appadurai
For R-1 & R-2 : Mr. D. Gandhiraj,
Special Government Pleader.
For R-3 : Mr. SU. Srinivasan
* * *

ORDER

Heard both sides.

2. The petitioner challenges the impugned award passed by the Arbitrator. The petitioner has to necessarily avail statutory remedies. Invocation of writ jurisdiction is not in order. Leaving open the petitioner to avail statutory remedies, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.



3

W.P.(MD)NO.5913 OF 2024

13.03.2024

WEB COPY

Index : Yes / No

Internet : Yes/ No

PMU

To:

1. The Arbitrator (District Collector)
(Under the National Highways Act)
Office of the District collector,
Theni.

2. The Authorized Officer &
The Special District Revenue Officer,
Land Acquisition-National Highways,
45 & 220, Theni.



WEB COPY



4

W.P.(MD)NO.5913 OF 2024

G.R.SWAMINATHAN,J.

PMU

W.P.(MD)No.5913 of 2024

13.03.2024