



W.P(MD)No.15274 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.07.2024

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**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

W.P(MD)No.15274 of 2024

and

W.M.P.(MD)Nos.13389 & 13391 of 2024

M.Sathasivam

... Petitioner

Vs.

- 1.The Government of Tamil Nadu,  
Represented by its Secretary  
to Government,  
Highways and Minor Ports Department,  
Secretariat,  
Fort St.George,  
Chennai-600 009.
- 2.The Commissioner of Land Administration,  
Ezhilagam,  
Chepauk,  
Chennai-600 005.
- 3.The District Revenue Officer,  
Land Acquisition,  
Collectorate Buildings,  
Tiruchirappalli-620 001.
- 4.The Chief Engineer (H),  
Projects Wing,  
HRS Campus,  
76, Sardar Patel Road,  
Guindy,  
Chennai-600 025.



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5.The Superintending Engineer (H),  
Highways Department,  
Trichy Circle,  
Trichy.

... Respondents

**Prayer :** Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records of the proceedings bearing No. Ne.A-VI(2)/6943539/2024, dated 20.05.2024, on the file of the 2nd respondent and to quash the same as illegal and without jurisdiction.

For Petitioner : Mr.Sharath Chandran

For Respondents : Mr.Veerakathiravan  
Additional Advocate General  
assisted by  
Mr.K.Balasubramani  
Special Government Pleader

### **ORDER**

Heard the learned counsel for the petitioner and the learned Additional Advocate General assisted by the learned Special Government Pleader for the respondents.

2. Notification under Section 15(2) of the Tamil Nadu Highways Act, 2001 was issued on 13.06.2018. The petitioner along with others offered their objections. The objections were overruled by the Commissioner of Land Administration, Chepauk, Chennai on 20.05.2024. Challenging the same, this writ petition came to be filed.



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3. When the matter was taken up for hearing, the learned Additional Advocate General submitted that after passing of the order under Section 15(3) of the Act, notification under Section 15(2) of the Act was issued on 20.05.2024. Therefore, the petitioner has to necessarily challenge the aforesaid notification and the writ petition has become infructuous. I find force in the said contention of the learned Additional Advocate General appearing for the respondents. The Writ Petition is closed with liberty to the petitioner to challenge the notification under Section 15(1) of the Act. No costs. Consequently, connected miscellaneous petitions are closed.

**10.07.2024**

NCC : Yes/No  
Index : Yes / No  
Internet : Yes/ No  
rmi

To

1.The Secretary  
to Government,  
Highways and Minor Ports Department,  
Secretariat,  
Fort St.George,  
Chennai-600 009.

2.The Commissioner of Land Administration,  
Ezhilagam,  
Chepauk,  
Chennai-600 005.



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3.The District Revenue Officer,  
Land Acquisition,  
Collectorate Buildings,  
Tiruchirappalli-620 001.

4.The Chief Engineer (H),  
Projects Wing,  
HRS Campus,  
76, Sardar Patel Road,  
Guindy,  
Chennai-600 025.

5.The Superintending Engineer (H),  
Highways Department,  
Trichy Circle,  
Trichy.

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