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W.P.(MD) Nos.11907 of 2015 & 11037 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.01.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

**W.P.(MD) No.11907 of 2015
and
M.P.(MD) No.1, 2 & 3 of 2015
and
W.P.(MD) No.11037 of 2017
and
M.P.(MD) No.8458 of 2017**

W.P.(MD) No.11907 of 2015:

S.M.Anantha Murugan

... Petitioner

-vs-

- 1.The Union of India
rep.by its Secretary
Ministry of Shipping
Road Transport and Highways
Union Secretariat
New Delhi-110 001
- 2.The National Highways Authority of India
rep.by its Chairman
G5 and G6, Sector 10
Dwarka, New Delhi-110 075



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- 3.The Stat of Tamilnadu
rep.by its Chief Secretary
St.George Fort, Chennai
- 4.The State of Tamilnadu
rep.by its Principal Secretary
Department of State Highways
St.George Fort, Chennai
- 5.The Union of India
rep.by the Director General
(Road-Development)
National Highways Authority of India
G5 and G6, Sector 10
Dwarka, New Delhi-110 075
- 6.The Project Director
National Highways Authority of India
No.83/1, SBI First Colony Extension
By-Pass Road, Madurai
- 7.The District Collector /
Regional Transport Authority
Madurai District
Madurai
- 8.The Commissioner
Madurai Corporation
Madurai
- 9.The Superintendent of Police
Madurai District (Rural)
K.Pudur, Madurai



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10. The Divisional Manager
Tamil Nadu State Transport Corporation
Madurai Division
Office at Palanganatham
Madurai
11. The Divisional Manager
Tamil Nadu State Express Transport Corporation
Madurai Division
Opp.to Madurai Mattuthavani Vegetable Market
Madurai
12. The Managing Director
Madurai-Tuticorin Expressway Ltd.,
Madhucon House, Plot No.1129/A
Road No.36/Hitech City Road
Jubilee Hills, Hyderabad
Project Office: (Madurai to Aruppukottai)
M/s.Madurai-Tuticorin Expressway Ltd.,
Camp @ 216, Sinthalakarai
Ettayapuram, Tuticorin District
13. The Managing Director
(Thuvarankurichi Region)
E/s.Eagle Deep Trichy By-pass
Tollways India Pvt., Ltd.,
Mettupatti Post
Fathima Nager
Elapur Taluk, Pudukottai District
Registered Office
Eagle Deep Trichy By pass Tollways India Ltd.,
Flat No.M-2, Regency Apartment
Opposite to Ratandee
Ulhasnagar-421 003
Maharashtra State



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14.The Chairman
(Madurai-Kanyakumari Section)
M/s.Raima Toll Road Pvt. Ltd.,
410, Bommerang
Chandivali Far Road
Near Chandivali Studio
Andheri (E), Madurai-72

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the 1st, 2nd and 5th respondents either to show / demonstrate before this Court where is the NH-45B Four lanes road between Madurai Pandi Kovil and Thirumangal-Kappalur touching NH-7 Junction as mentioned in the Schedule of the National Highways Act, 1956 or construct the NH-45B four lanes road between Madurai Pandi Kovil and Thirumangalam-Kappalur, touching NH-7 junction within a stipulated period fixed by this Court and further direct the respondents 1, 2, 5, 6, 7 and 11 to 14 close the Chittampatti, Valayankulam (Eliyarpathi), Tirumangalam National Highway Toll Plazas and Madurai Corporations' 5 Toll Booths situated between Madurai Mattuthavani Bus Stand and Thirumangalam Ring Road Permanently.



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For Petitioner : Mr.S.M.Anantha Murugan
Party-in-Person

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1, R2, R4, R5 & R7
Mr.S.Sankarapandian
for M/s.Arul Vadivel Associates for R6
Mr.F.Deepak for R8

W.P.(MD) No.11037 of 2017:

V.V.Muthuramu

... Petitioner

-vs-

- 1.State of Tamilnadu
rep. By its Secretary to Government
Department of Highways and Minor Ports
Fort St.George, Chennai-600 009
- 2.The Chief Engineer
Highways Department
Kamarajar Salai
Chennai-600 005
- 3.Tamil Nadu Road Infrastructure
Development Corporation
by its Executive Director
4th Floor, L.L.A. Building
735, Anna Salai, Chennai-600 002
- 4.The Director
Airport Authority of India
Madurai Airport
Madurai-625 022



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5.The District Collector
Madurai District
Madurai-625 020

6.The Commissioner
Corporation of Madurai
Madurai-625 020

7.The Special Tashildar
Land Acquisition
Air Port Extension Unit 1/Unit 2
O/o.District Collectorate
Madurai-625 020

8.Sri Balaji Tollways Private Limited
No.4, 10a East Cross Road
Gandhi Nagar
Vellore-632 006
rep.by its Managing Director

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents to consider the representation dated 15.05.2017 with regard to expansion of the runway of the Madurai Airport and four laning of the ring road in new proposed ring road expansion towards Ayyanpapakudi, Perugudi, S.N.College Back Side, Valanenthall, Pudukulam and joining at Parambupatti West Side, within the time frame fixed by this Court.



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For Petitioner : Mr.A.V.Arun

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1 to R3, R5 & R7
Mr.S.Arunachalam for R4
Mr.K.Sivabalan for R6
Mr.A.Sasidaran for R8

COMMON ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

Today, when the matter was taken up for hearing, learned counsel for the respective parties submitted that the reliefs sought for in the present writ petitions have become infructuous.

2. Recording the above submission, these writ petitions are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

[D.K.K., J.]

[K.K.R.K., J.]

18.01.2024

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

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To:

- 1.The Secretary,
Ministry of Shipping
Road Transport and Highways,
Union of India,
Union Secretariat,
New Delhi-110 001.
- 2.The Chairman,
National Highways Authority of India,
G5 and G6, Sector 10,
Dwarka, New Delhi-110 075.
- 3.The Chief Secretary,
State of Tamilnadu,
St.George Fort, Chennai.
- 4.The Principal Secretary,
Department of State Highways,
State of Tamilnadu,
St.George Fort, Chennai.
- 5.The Director General,
(Road-Development),
National Highways Authority of India,
Union of India,
G5 and G6, Sector 10,
Dwarka, New Delhi-110 075.
- 6.The District Collector /
Regional Transport Authority,
Madurai District,
Madurai.
- 7.The Secretary to Government,
Department of Highways and Minor Ports,
State of Tamilnadu,
Fort St.George, Chennai-600 009.



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- 8.The Chief Engineer,
Highways Department,
Kamarajar Salai,
Chennai-600 005.
- 9.The Executive Director,
Tamil Nadu Road Infrastructure,
Development Corporation,
4th Floor, L.L.A. Building,
735, Anna Salai, Chennai-600 002.
- 10.The District Collector,
Madurai District,
Madurai-625 020.
- 11.The Special Tashildar,
Land Acquisition,
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and
K.K.RAMAKRISHNAN, J.

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