



W.P.(MD) No.25707 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.10.2024

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

W.P.(MD) No.25707 of 2024

Banumathi

.. Petitioner

Vs.

- 1.The District Collector,
O/o the District Collector,
Ramanathapuram District.
- 2.The District Revenue Officer,
O/o the District Revenue Office,
Ramanathapuram District.
- 3.The Special District Revenue Officer,
National Highways (Lands Acquisition),
Paramakudi,
Ramanathapuram District.
- 4.The Director,
O/o the Director,
Adi Dravidar and Tribal Welfare Department,
Chepauk,
Chennai.
- 5.The Special Tahsildar,
Adi Dravidar and Tribal Welfare Department,
Paramakudi,
Ramanathapuram District.



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6.The Special Tahsildar,
National Highways (Lands Acquisition),
Paramakudi,
Ramanathapuam District.

7.The Tahsildar,
Paramakudi Taluk,
Ramanathapuam District.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, to direct the respondents to provide compensation to the petitioner as per The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for the land extend of 110.45 cents in Survey No. 47/2B2 at Vallakulam, Paramakudi, Ramanathapuram District which was taken over by Highway Department through Notice, dated 28.04.2018 by considering the petitioner's representation, dated 29.07.2024.

For Petitioner : Mr.S.M.A.Jinnah

For Respondents : Mr.D.S.Nedunchezian
Government Advocate

ORDER

This writ petition is filed for a mandamus to the respondents to provide compensation to the petitioner as per The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and



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Resettlement Act, 2013 for the land extend of 110.45 cents in Survey No. 47/2B2 at Vallakulam, Paramakudi, Ramanathapuram District which was taken over by Highway Department through Notice, dated 28.04.2018 by considering the petitioner's representation, dated 29.07.2024.

2. The writ petition is not maintainable for the reason that under Schedule IV of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 r.w Section 105, National Highways Act has been exempt. It is open to the petitioner to seek his request under the provisions of the National Highways Act.

3. In view of the above, this Writ Petition stands dismissed. No costs.

28.10.2024

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

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P.T.ASHA, J.

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