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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.04.2025

CORAM :

THE HONOURABLE **MR.JUSTICE N.ANAND VENKATESH**

Writ Petition No.14008 of 2025

Sampath @ Gajendra Sampath (died)

1.Agalya

2.Vijayalakshmi

3.Ramesh Kumar

4.Mahendravarman

5.Srikanth S/o.Sampath @ Gajendra Sampath

.... Petitioners

-Vs-

1.The Commisionerate of Land Administration (CLA)

2nd Floor, Ezhilagam

Chepauk

Chennai 600 005.

2.The Land Acquisition Officer cum

District Collector, Kancheepuram

4 Lane of the Link Road Sholinganallur Scheme

District Collectorate Office

Kancheepuram District-631501.

3.The Special Tahsildar (Land Acquisition)

4 Lane of the Link Road Sholinganallur Scheme

2nd Floor Tambaram Taluk Office Building

Tambaram, Chennai 600 045.

4.The Land Acquisition Officer cum



District Collector, Chennai
4 Lane of the Link Road Sholinganallur Scheme
District Collectorate Office, Chennai District
No.62, Singaravelar Maligai, 4th Floor
Rajaji Salai, Chennai 600 001.

5.Chief Engineer (Land Acquisition)
Construction & Maintenance
4 Lane of the Link Road Sholinganallur Scheme
Tamil Nadu Highways
Guindy, Chennai 600 025.

.. Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the all respondents 1 to 5 to pay the enhanced compensation amount of Rs. 2400/- per Sq.ft with all other benefits for the petitioner acquired lands also with all other benefits as per the Land Acquisition Act with interest on solatium in the light of decree and judgment orders passed by the Honourable Subordinate Judge Court, Tambaram on 28.04.2015 by disposing of the petitioner representation dated 19.03.2025 and 20.03.2025.

For Petitioners : Mr.J.Ram

For Respondents : Mr.P.Sathish
Additional Government Pleader

ORDER

This writ petition has been filed for the issue of a writ of mandamus directing the respondents to pay the enhanced compensation at the rate of Rs.2400/- per Sq.ft., with all other benefits to the petitioner under Section 28A of the Land



Acquisition Act, 1894 [hereinafter referred to as "the Act"] pursuant to the judgement and decree passed by the Sub Court, Tambaram on 28.04.2015 in LAOP No.12 of 2012.

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2.The case of the petitioners is that their lands were acquired under the Act. The award came to be passed on 13.08.2008 in Award No.1 of 2008. Aggrieved by the quantum of compensation, LAOP.Nos.11 and 12 of 2012, were filed before the Sub Court, Tambaram. The Sub Court, Tambaram through judgement and decree dated 28.04.2015 enhanced the compensation amount to Rs.2400/- per sq.ft. The petitioners has taken a specific stand that this order has become final. Hence, the petitioners submitted a representation before the respondents to pay the enhanced compensation amount in line with Section 28A of the Act. Since the same was not considered, the present writ petition has been filed before this Court.

3.Heard Mr.J.Ram, learned counsel for the petitioners and Mr.P.Sathish , learned Additional Government Pleader for respondents.

4.The issue involved in the present writ petition is squarely covered by the earlier order passed in WP.No.1279 of 2025. This Court took note of the judgement of the Apex Court in **Narendra and Others v. State of Uttar Pradesh and Others** reported in **(2017) 9 SCC 426** and held that where there is enhancement of



compensation for the other land owners under the same acquisition, the said benefit must also enure in favour of the persons whose neighbouring lands were acquired under the same acquisition.

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5.By following the above order, there shall be a direction to the 2nd respondent to deal with the representation made by the petitioner and pass final orders within a period of three months from the date of receipt of copy of the order.

6.This writ petition is disposed of with the above directions. No costs.

29.04.2025

Index : Yes/No
NCS : Yes/No
KP



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To

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N.ANAND VENKATESH, J.

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