



W.A.No.45 of 2

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.01.2025

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.A.No. 45 of 2025

- 1.Tmt.Palaniammal
- 2.Tmt.Thabitha
- 3.Thiru.Duraisamy
- 4.Tmt.Kalyani
- 5.Thiru.Vijayakumar
- 6.Thiru.Srinivasan
- 7.Tmt.Angammal
- 8.Thiru.Periyasamy
- 9.Thiru.Nagarajan
- 10.Thiru.Krishnamoorthy
- 11.Tmt.Anjugam
- 12.Tmt.Kowsalya
- 13.Tme.Suganya
- 14.Tmt.Jayasree Nair



15.Tmt.Saarika Menon

16.Tmt.Kaveri

17.Thiru.Malaiyappan

18.Tmt.Deepika

19.Thiru.Selvaraj

20.Thiru.Selvaraj

21.Thiru.Krishnankutty

22.Tmt.R.Sumathy

23.Thiru.R.Chandrakumar

24.Tmt.R.Sivaranjani

25.Tmt.Jothi

26.Tmt.Pechiammal

27.Thiru.Visuvasam

28.Tmt.Jackulin Arul Jancy Rani

29.Tmt.Estherrani

30.Thiru.Nachimuthu

31.Thiru.Kanagaraj

32.Thiru.S.Muthiya

33.Tmt.M.Chandrakala



34.Thiru.Dhanaraj

35.Thiru.Gurusamy

36.Thiru.Ruban Gnanaraj

37.Tmt.Hema Anandhi

38.Gunasekari

39.Kamala Saraswathi

40.K.Rajanbabu

41.K.Rajamani

... Petitioners / Appellants

Vs.

1.The Secretary to the Government of Tamil Nadu
Transport Department
Secretariat
Fort St. George
Chennai ? 600 009.

2.The District Collector
Coimbatore District
Coimbatore.

3.The District Revenue Officer (L.A)
Airport Runway Extension
Coimbatore.

4.The Special Tahsildar (L.A)
Unit~III
Airport Runway Extension
Coimbatore.



5. The Director
Airport Authority of India
Coimbatore.

... Respondents / Respondents

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent, against the order dated 12.06.2023 made in W.P.No.4394 of 2023.

For Appellants : Mr.R.Soniaglory

For Respondents : Mr.P.Balathandayutham

Special Government Pleader for R1

Mr.Vadivelu Deenadayalan

Addl. Government Pleader for R2 to R4

J U D G M E N T

(Judgment of the Court was made by R.SUBRAMANIAN, J.)

The appellants are aggrieved by the order of the Writ Court made in W.P.No.4394 of 2023 dated 12.06.2023.

2. The prayer in the Writ Petition was for payment of interest on the compensation that was paid by the Government pursuant to an agreement reached between the parties under Section 7(5) of the Tamil Nadu Acquisition of Land for Industrial Purposes Act, 1997.



3. The learned counsel for the appellants would heavily rely upon the judgment of the Division Bench made in W.P.No. 2116 of 2017 etc., batch dated 18.08.2020 wherein, there is a specific direction for payment of interest, since there was a delay on the part of the Government in disbursing the compensation agreed to.

4. It is brought to our notice that the order of the Division Bench dated 18.08.2020 is under challenge before the Hon'ble Supreme Court in S.L.P.(Civil)Nos. 12770 to 12783 of 2020 and the Hon'ble Supreme Court has passed the following interim order therein:-

“In the meantime, payment of compensation as per the settlement shall be made. However, the direction of the High Court to pay interest shall remain stayed.”

5. The learned counsel for the appellants would submit that the said proceedings are pending before the Hon'ble Supreme Court.

6. In view of the fact that the question of payment of interest is pending before the Hon'ble Supreme Court for adjudication and there is also



W.A.No.45 of 2

a stay order, we do not think, the appellants were right in moving this Court seeking payment of interest. The appellants shall await the outcome of the decisions in the above SLPs, regarding their claim for interest. It is made clear that the liability of the Government to pay interest will depend on the outcome of the SLP referred to supra *de hors* any observation made by the Writ Court in the order under appeal dated 12.06.2023.

7. This Writ Appeal is therefore, **dismissed** with the above observations. No costs. It will be open to the appellants to seek any relief regarding payment of interest, if they are successful before the Hon'ble Supreme Court.

(R.S.M., J.) (C.K., J.)
24.01.2025

kkn

Index: No
Speaking
Neutral Citation : No



To:-

WEB COPY

- 1.The Secretary to the Government of Tamil Nadu
Transport Department
Secretariat
Fort St. George
Chennai ? 600 009.
- 2.The District Collector
Coimbatore District
Coimbatore.
- 3.The District Revenue Officer (L.A)
Airport Runway Extension
Coimbatore.
- 4.The Special Tahsildar (L.A)
Unit~III
Airport Runway Extension
Coimbatore.
- 5.The Director
Airport Authority of India
Coimbatore.



WEB COPY

W.A.No.45 of 2



R.SUBRAMANIAN, J.
and
C.KUMARAPPAN, J.

KKN

W.A.No. 45 of 2025

24.01.2025