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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.03.2025

CORAM :

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

Writ Petition No.36880 of 2024

J.Seenuvasan

.... Petitioner

-Vs-

1.The Special Tahsildar (Land Acquisition)
Unit V, Outer Ring Road Project
Chennai Metropolitan
Development Authority
Koyembedu Wholesale Market Complex
Koyembedu, Chennai-600 107.

2.The Member Secretary
CMDA, Egmore, Chennai-600 008.

.. Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing deposit of the accumulated interest at 15% per annum for the remaining 50% of the awarded compensation from 21.06.2013 to 08.01.2024.

For Petitioner : Mr.Adarsh Subramanian

For Respondents : Mr.M.R.Gokul Krishnan
Additional Government Pleader
for R1

Mr.Akhil Akbar Ali
Standing Counsel
for R2



ORDER

This writ petition has been filed for the issue of a writ of mandamus directing the respondents to deposit the accumulated interest at the rate of 15% p.a., for the remaining awarded compensation from 21.06.2013 to 08.01.2024.

2.Heard Mr.Adarsh Subramanian, learned counsel for the petitioner, Mr.M.R.Gokul Krishnan, learned Additional Government Pleader for R1 and Mr.Akhil Akbar Ali, learned Standing Counsel for R2.

3.The grievance expressed by the petitioner is that the lands were acquired under the Land Acquisition Act, 1894 by issuing Section 4(1) notification in the year 2005. Thereafter, the award came to be passed in the year 2008. Since the compensation fixed under the award was very low, a reference was made to the LAOP Court and the reference Court enhanced the compensation amount. As against the award passed by the reference Court, appeals came to be filed before this Court. At the time of entertaining the appeal, this Court directed the 1st respondent to deposit 50% before the reference Court and permission was also granted to the petitioner to withdraw the same. Ultimately, the appeal came to be dismissed by an order dated 06.08.2015. Even thereafter, the 1st respondent did not take any steps to make payment till 07.01.2024. There was an inordinate delay in depositing the award amount. Even though, the remaining 50% amount was deposited, the interest payable at 15% was not included. It is under these circumstances, the present writ



petition came to be filed before this Court.

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4.A similar writ petition was filed in WP.No.22670 of 2023. This Court directed the payment of 15% interest and the said direction was complied with and the writ petition was closed. The same benefit will enure to the petitioner also.

5.In the light of the above discussion, there shall be a direction to the 1st respondent to pay the accumulated interest at 15% p.a for the remaining 50% from 21.06.2013 to 08.01.2024, directly to the petitioner within a period of **four weeks** from the date of receipt of copy of the order.

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

7.Post this writ petition 'for reporting compliance' on **28.04.2025 at 2.15 p.m.**

12.03.2025

Index : Yes/No

NCS : Yes/No

KP

Note: Issue order copy on 20.03.2025

N.ANAND VENKATESH, J.



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To

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