



WEB COPY

W.A.No.3592 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.12.2025

C O R A M

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
AND

THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.A.Nos.3592 and 3594 of 2023 and
C.M.P.Nos.29448 & 29453 of 2023

W.A.No.3592 of 2023

1. G. Sarojini
2. P.Sampath Kumar
3. K.Mallika Arjunan
4. S.Sankaralingam
5. S.Murthi
6. S.Kumar
7. K.Gowri Bai
8. R.Radha
9. S.Vijayalakshmi
10. M.Rukmani
11. E.Umadevi
12. R.Malarvzhi

... Appellants/Petitioners

All the Petitioners are represented by their
Power Agent A.Arumainayagam

-VS-

1. The State, represented by
The Secretary to Government,
Industries Department,
Fort St. George, Chennai-9.
2. The Special Tahsildar,
Aromatic Complex,
Genis Salai, Saidapet,
Chennai-15.



W.A.No.3592 of 2023

3. The Chennai Petroleum Corporation Ltd.,
Rep. by its Managing Director,
Teynampet, Chennai.

4. The Special Commissioner and
Commissioner of Land Administration,
Chepauk, Chennai-5.

... Respondents

W.A.No.3594 of 2023

1. S.Logambal
2. S.Ramamoorthi
3. S.Lakshmi
4. S.Krishnan
5. S.Parmasivam
6. G.Muniammal
7. A.Murugammal
8. Muniammal
9. R.Mallika
10. N.Shanthammal
11. B.Senjammal
12. D.Geeva
13. K.Gowri
14. K.Sathyan
15. K.Saravanan
16. K.Sathiskumar
17. K.Shanthakumar
18. S.Janaki
19. M.Masilamani
20. M.Haridoss

... Appellants/Petitioners

All the Petitioners are represented by their
Power Agent I.Shanmugadurai

-VS-

1. The State, represented by
The Secretary to Government,
Industries Department,
Fort St. George, Chennai-9.



W.A.No.3592 of 2023

2. The Special Tahsildar,
Aromatic Complex,
No.4, Genis Salai, Saidapet,
Chennai-15.

3. The Chennai Petroleum Corporation Ltd.,
Rep. by its Managing Director,
Teynampet, Chennai.

4. The Special Commissioner and
Commissioner of Land Administration,
Chepauk, Chennai-5.

... Respondents

Common Prayer: Writ Appeals filed under Clause 15 of the Letters Patent to set aside the orders passed by this Court dated 17.11.2023 in W.P.Nos.9697 and 9698 of 2015.

For Appellants : Mr.R.Syed Mustafa

For R1, R2 & R4 : Mr.A.Selvendran
Spl. Govt. Pleader

For R3 : No Appearance

COMMON JUDGMENT

(By.S.M.SUBRAMANIAM,J.,)

Writ Orders dated 17.11.2023 passed in W.P.Nos.9697 and 9698 of 2015 are sought to be assailed in the present intra Court appeals. The Writ Petitioners are the appellants before this Court.



W.A.No.3592 of 2023

2. Writ Petition in W.P.No.9697 of 2015 has been instituted to

direct the respondents herein to re-convey the lands in the property situated in Survey Numbers S.Nos.174/1B measuring an extent of 2400 sq.ft., S.No.174/1B measuring an extent of 2400 sq.ft., S.No.174/1B measuring an extent of 2400 sq.ft., S.No.174/1B measuring an extent of 2400 sq.ft., S.No.174/1B measuring an extent of 2400 sq.ft., S.No.142 measuring an extent of 1977 sq.ft., S.No.142 measuring an extent of 1912 sq.ft., S.No.142 measuring an extent of 1937 sq.ft., S.No.142 measuring an extent of 1904 sq.ft., S.No.174/1B3C measuring an extent of 2415 sq.ft. and S.No.174/1B3B measuring an extent of 20 cents in Mathur Village, Ambattur Taluk, Tiruvallur District, tottally measuring an exent of 22145 sq.ft. and 20 cents.

3. The prayer sought in W.P.No.9698 of 2015 is to quash quash the order passed by the 1st respondent herein in his Letter No.5407/MID.1/2013-11 dated 07.03.2015 and to direct the 1st Respondent to re-convey the lands in S.No.171/1p measuring an extent of 0.20 acre, 170/1A2B measuring an extent of 0.27acres, S.No.171/1part measuring an extent of 0.10 acres, S.No.172/1C1B measuring an extent of 0.37 acre, S.No.146/5 measuring an extent of 0.22 acre, S.No.171/2 measuring an extent of 0.20 acre, S.No.146/3 measuring an extent of 0.27



W.A.No.3592 of 2023

acre, S.No.148 measuring an extent of 1.41 acre, S.No.147/2 measuring an extent of 0.37 acre and S.No.147/3 measuring an extent of 0.16 acre in Mathur Village, Ambattur Taluk, Thiruvallur District, which were acquired for location of Aromatic Complex and for other downstream projects.

4. The lands were acquired by the Government for public purposes for location of Aromatic Complex and other downstream projects. The acquired lands have been allotted for rehabilitation, CPCL and also for Tamil Nadu Electricity Board (TNEB). The acquisition was completed in the year 1989 and writ petitions came to be filed in the year 2015, seeking reconveyance of the land under Section 48B of the Land Acquisition Act, 1894. The said Act was repealed and a new Land Acquisition Act of the year 2013 came into force. The available remedy under the new Land Acquisition Act is under Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition Act, 2013, seeking lapse. The reconveyance of the land by the Government cannot be done, since the Act is not in force and such power cannot be exercised. That apart, reconveyance cannot be claimed as right as of now. That being the legal position, there is no infirmity in the orders dated 17.11.2023 passed in W.P.Nos.9697 and 9698 of 2015.



W.A.No.3592 of 2023

S.M.SUBRAMANIAM, J.
AND
C.KUMARAPPAN, J.
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Accordingly, Writ Appeals stand dismissed. No costs. Consequently,
connected Miscellaneous Petitions are closed.

(S.M.S,J.,) (C.K,J.,)
12.12.2025

Index: Yes
Internet: Yes
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To:

1. The Secretary to Government,
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Fort St. George, Chennai-9.
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No.4, Genis Salai, Saidapet,
Chennai-15.
3. The Managing Director,
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