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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.11.2025

CORAM:

THE HONOURABLE MR JUSTICE SENTHILKUMAR RAMAMOORTHY

**W.P(MD)No.34446 of 2025
and
W.M.P(MD)No.27254 of 2025**

R.Kaliyammal

... Petitioner

Vs

1. The Competent Authority And the Revenue Divisional Officer (LA),
NH -67 Road,
Collectorate Complex,
Karur.

2. The Special Tahsildar (LA),
Collectorate Complex,
Karur

3. The District Collector and Sole Arbitrator (LA),
NH-67 Having Office at Collectorate Complex,
Karur

4. The Project Director,
National Highways Authority of India,
Karur

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of CERTIORARIFIED MANDAMUS calling for the records pertaining to the Impugned Order dated 09.06.2025 of the 3rd Respondent, dismissing the appeal in Arbitration No.17/2018 (CNR No.TNKR-01-001612-2018) on the file of the Principal District Court, Karur



dated 05.01.2024 and quash the same as arbitrary and unconstitutional, direct the respondent to pay compensation as fixed by the 1st Respondent.

For Petitioner : M/s.V.Nagarajan
For Respondents : Mr.B.Saravanan
Additional Government Pleader
for R1 to R3
Mr.D.NaveenKumar for
Mr.Su.Srinivasan for R4

ORDER

An arbitration award dated 09.06.2025 is assailed in this writ petition. Pursuant to the acquisition proceedings under the National Highways Act, 1956, an acquisition award was issued. The same was challenged before the Arbitrator under Section 3G of the National Highways Act. Upon a Section 34 petition being filed against the arbitral award, the matter was remanded to the arbitral tribunal. Once again an award has been issued on 09.06.2025. The said award is challenged herein.

2. Learned Additional Government Pleader accepts notice for respondents 1 to 3 and Mr.D.Naveenkumar for Mr.Su.Srinivasan, learned counsel, appears for the 4th respondent.



3. Under the National Highways Act, recourse against the arbitral award is by way of a petition under Section 34 of the Arbitration and Conciliation Act 1996. Therefore, I am not inclined to entertain this writ petition. Hence, this writ petition is dismissed without any order as to costs by leaving it open to the petitioner to seek remedies in accordance with law. No costs. Consequently, connected miscellaneous petition is also closed.

28.11.2025

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

To

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SENTHILKUMAR RAMAMOORTHY, J.

RJR

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