

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.29335 OF 2018(N)

PETITIONER/S:

GOPALAKRISHNA PILLAI, AGED 66 YEARS,
S/O. PARAMESWARAN PILLAI, ARATHIL VINEETHABHAVAN,
MYLAKKADU P.O, KOLLAM, PINCODE-691571.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY ITS SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT BHAVAN,
1, PARLIAMENT STREET, NEW DELHI-110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR
NATIONAL HIGHWAY-47(NH 66), COLLECTORATE, KOLLAM-691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF INDIA
PROJECT IMPLEMENTATION UNIT(KERALA REGION), T.C.
36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024

R1 BY SRI.KRISHNADAS P.NAIR, CGC
R2-4 BY ADV. SRI.B.G.BIDAN CHANDRAN
R2-4 BY ADV. SRI.E.C.KURIAKOSE
R2-4 BY ADV. SMT.R.ASALATHA VARMA
R2, R4 BY M/S.M.V.KINI & CO., SC, NHAI

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020, ALONG
WITH WP(C).29371/2018(V) AND CONNECTED CASES, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.29371 OF 2018(V)

PETITIONER/S:

- 1 RAMACHANDRAN NAIR, AGED 57 YEARS,
K. R. G. MANDIRAM, MYLAKKADU P. O,
KOLLAM, PINCODE-691571.
- 2 GEETHA RAMACHANDRAN, AGED 53 YEARS,
S/O.KUTTAN PILLAI, K.R.G.MANDIRAM,
MYLAKKADU P.O., KOLLAM, PINCODE - 691 571.

BY ADV. J.HARIKUMMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REP. BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS,
TRANSPORT BHAVAN, I, PARLIAMENT STREET,
NEW DELHI - 110 001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR -
10, DWARAKA, NEW DELHI - 110 075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA)
FOR NATIONAL HIGHWAY - 47 (N H 66),
COLLECTORATE, KOLLAM - 691 013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTTION UNIT (KERALA REGION),
T C 36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPUAM - 695 024.

R1 BY SRI.T.V.VINU, CGC

R2-4 BY ADV. SMT.R.ASALATHA VARMA

R2-4 BY ADV. SRI.B.G.BIDAN CHANDRAN

R2-4 BY ADV. SRI.E.C.KURIAKOSEBY

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHANBY
M/S.M.V.KINI & CO., SC, NHAI

BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.29889 OF 2018(I)

PETITIONER/S:

AZEEM, AGED 46 YEARS, S/O.ISMAIL, KOTTARAKONATH VEEDU,
MANAMBOOR P.O, KALLAMBALAM, PINCODE-695611.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN, 1, PARLIAMENT STREET, NEW DELHI-110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 6, SECTOR-10, DWARAKA,
NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY(LA) FOR
NATIONAL HIGHWAY-47(NH 66), COLLECOTRATE, KOLLAM-691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION),
T.C.36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024.

R1 BY SRI.M.C.MONY, CGC
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY M/S.M.V.KINI & CO., SC, NHAI
BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.29920 OF 2018(L)

PETITIONER/S:

BHASKARAN PILLAI, AGED 72 YEARS, S/O MADHAVAN PILLAI,
AJITH BHAVAN, MYLAKKADU P.O., KOLLAM, PIN-691 571.

BY ADV. J. HARIKUMAR

RESPONDENT/S:

- 1 UNION OF INDIA, REPRESENTED BY ITS SECRETARY, MINISTRY
OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT BHAVAN, 1,
PARLIAMENT STREET, NEW DELHI -110 001
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI-110 075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR
NATIONAL HIGHWAY-47 (NH 66) ,
COLLECTORATE, KOLLAM-691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION) ,
T.C.36/414(5) , KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024.

R1 BY SMT.O.M.SHALINA, CGC
R2, R4 BY ADV. I.SHEELA DEVI
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY M/S.M.V.KINI & CO., SC, NHAI
BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.30227 OF 2018(C)

PETITIONER/S:

ABDULLAKUNJU, AGED 61 YEARS,
S/O.SAINUDEENKUNJU, CIBIN PALACE,
MYLAKKADU P.O, KOLLAM, PIN - 691 571.
BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY, MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT BHAVAN, 1, PARLIAMENT STREET, NEW DELHI - 110001
- 2 THE NATINAL HIGHWAYS AUTHORITY OF INDIA, REP.BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10, DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR NATIONAL HIGHWAY-47 (NH 66), COLLECTORATE, KOLLAM-691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF INDIA PROJECT IMPLEMENTATION UNIT (KEARALA REGION), TC 36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA, THIRUVANANTHAPURAM-695024.

R1 BY SMT.I. SHEELA DEVI, CGC
R2, R4 BY ADV. M/S.M.V.KINI AND CO., SC, NHA
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020, ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.30249 OF 2018(E)

PETITIONER/S:

GOPALAKRISHNAN ACHARY, AGED 71 YEARS,
S/O.KESAVAN ACHARY, LAKSHMI NILAYAM,
MYLAKKADU P. O, KOLLAM, PINCODE- 691571.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS,
TRANSPORT BHAVAN, 1, PARLIAMENT STREET,
NEW DELHI -110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6,
SECTOR - 10, DWARAKA, NEW DELHI - 110 075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA)
FOR NATIONAL HIGHWAY - 47 (NH 66), COLLECTORATE,
KOLLAM - 691 013.
- 4 THE PROJECT DIRECTOR,NATIONAL HIGHWAY AUTHORITY OF INDIA
PROJECT IMPLEMENTATION UNIT (KERALA REGION),
T C 36/414(5), KOYIKKAL VEEDU,
KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM - 695 024.

R2, R4 BY ADV. I.SHEELA DEVI
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY M/S.M.V.KINI & CO., SC, NHAI
BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.32357 OF 2018(T)

PETITIONER/S:

TRESA ANTONY, AGED 69 YEARS, W/O. ANTONY THOMAS, FATIMA HOUSE, DOOR NO.8/21, SHAKTHIKULANGARA, KOLLAM - 691 581.

BY ADV. HARIKUMAR J

RESPONDENT/S:

- 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY, MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT BHAVAN, 1, PARLIAMENT STREET, NEW DELHI - 110 001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA, REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR - 10, DWARAKA, NEW DELHI - 110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR NATIONAL HIGH WAY - 47 (NH 66), COLLECTORATE, KOLLAM - 691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION), T C 36/414 (5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA, THIRUVANANTHAPURAM - 695024.

R1 BY SRI.ROJO JOSEPH THURUTHIPARA, CGC
R2, R4 BY ADV. THOMAS ANTONY
R2, R4 BY M/S.M.V.KINI AND CO., SC, NHA
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY SRI.P.VIJAYAKUMAR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020, ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.32402 OF 2018(A)

PETITIONER/S:

- 1 RADHABAI, AGED 61 YEARS, W/O. VENUGOPAL, RESIDING
AT GOKULAM, RAMANKULANGARA NAGAR 101, KAVANADU P.O.,
KOLLAM, PIN CODE-691003.
- 2 ABDUL BASHEER, AGED 58 YEARS,
S/O.AZEEZ, PROPRIETOR JANATA AGENCIES, SHAKTHIKULANGARA,
KOLLAM, PINCODE-691 581.

BY ADV. HARIKUMAR J.

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN, 1, PARLIAMENT STREET, NEW DELHI-110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10
DWARAKA, NEW DELHI 110 075
- 3 THE DEPUTY COLLECTOR AND COMPETENET AUTHORITY
(LA) FOR NATIONAL HIGHWAY-47 (NH 66), COLLECTORATE,
KOLLAM-691 013.
- 4 THE DISTRICT COLLECTOR, COLLECTORATE,
KOLLAM-691 013.
- 5 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGIONA),
T C 36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695 024.

R1 BY SMT.MINI GOPINATH, CGC
R2, R5 BY M/S.M.V.KINI AND CO., SC, NHAI
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHANBY
SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.33186 OF 2018(W)

PETITIONER/S:

RAJENDRAPRASAD, AGED 72 YEARS,
S/O. KUNJAN PILLAI, KALPAKA, MEVANAKKONAM,
KALLUVATHUKKAL P O, KOLLAM, PIN CODE-691578.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN, 1, PARLIAMENT STREET, NEW DELHI-110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR
NATIONAL HIGHWAY 47(N H 66), COLLECTORATE, KOLLAM-
691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION), T.C.
36/414 (5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024.

R2, R4 BY ADV. SMT.I.SHEELA DEVI
BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN
BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.33707 OF 2018(K)

PETITIONER/S:

JOSE MATHEW, AGED 45 YEARS, S/O.JOHN,
MELEVEETIL, KARAMCODE PO, CHATHANNOOR,
KOLLAM, PINCODE-691579, AND PRESENTLY AT SHARJAH,
UNITED ARAB EMIRATES.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN-1, PARLIAMENT STREET, NEW DELHI-110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA)
FOR NATIONAL HIGHWAY-47(NH 66), COLLECTORATE, KOLLAM-691
013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION), TC
36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695 024.

R1 BY SRI.S.BIJU, CGC

R2-4 BY ADV. SRI.B.G.BIDAN CHANDRAN

R2-4 BY ADV. SMT.R.ASALATHA VARMA

R2-4 BY ADV. SRI.E.C.KURIAKOSE

R3 BY SRI.RANJITH THAMPAN, ADDL.ADVOCATE GENERAL

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN

BY ADV. SMT.I.SHEELA DEVI

BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.33750 OF 2018(P)

PETITIONER/S:

MANJU R.S., AGED 41 YEARS, D/O SREEKUMARI,
SREERAMABHAVAN, MEVANAKKONAM, KALLUVATHUKKAL PO, KOLLAM
PIN 691 578.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN,1, PARLIAMENT STREET, NEW DELHI 110 001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR -10,
DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY,
(LA) FOR NATIONAL HIGHWAY,47(NH 66), COLLECTORATE,
KOLLAM-691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION), TC
36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024.

R2, R4 BY ADV. SMT.I.SHEELA DEVI

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN

BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.34669 OF 2018(G)

PETITIONER/S:

DR. JAGADAMMA K.N, AGED 71 YEARS, W/O.RANGANATHAN
ACHARY, UDAYAPINAKKAL, UMayANALLOOR PO, KOLLAM,
PINCODE-691589.

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN 1, PARLIAMENT STREET, NEW DELHI 110001.
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA,
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI - 110 075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA) FOR
NATIONAL HIGHWAY-47 (NH 66) ,
COLLECTORATE, KOLLAM - 691 013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION) , T C
36/414(5) , KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPUAM - 695 024.

R1 BY ADV. SMT.KRISHNA S. , CGC

R2, R4 BY ADV. SMT.I.SHEELA DEVI

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN

BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2020 / 9TH ASHADHA, 1942

WP(C).No.34733 OF 2018(N)

PETITIONER/S:

THOMAS M.J., AGED 63 YEARS, S/O.JACOB, MULLATHANAM
BUNGALOW, THAZHAM MIDDLE, CHATHANNOOR PO, KOLLAM, PIN
CODE 691572

BY ADV. SRI.J.HARIKUMAR

RESPONDENT/S:

- 1 THE UNION OF INDIA, REPRESENTED BY THE SECRETARY,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS, TRANSPORT
BHAVAN, I, PARLIAMENT STREET, NEW DELHI 110001
- 2 THE NATIONAL HIGHWAYS AUTHORITY OF INDIA
REPRESENTED BY ITS CHAIRMAN, G-5 AND 6, SECTOR-10,
DWARAKA, NEW DELHI-110075.
- 3 THE DEPUTY COLLECTOR AND COMPETENT AUTHORITY (LA)
FOR NATIONAL HIGHWAY-47(N H 66), COLLECTORATE, KOLLAM-
691013.
- 4 THE PROJECT DIRECTOR, NATIONAL HIGHWAY AUTHORITY OF
INDIA PROJECT IMPLEMENTATION UNIT (KERALA REGION),
T.C.36/414(5), KOYIKKAL VEEDU, KAVU LANE, PALKULANGARA,
THIRUVANANTHAPURAM-695024.

R1 BY SRI.T.V.VINU, CGC

R2, R4 BY ADV. SMT.I.SHEELA DEVI

BY SENIOR GOVERNMENT PLEADER, SRI.S.GOPINATHAN

BY SRI.P.VIJAYAKUAMR, ASGI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30.06.2020,
ALONG WITH WP(C).29335/2018 AND CONNECTED CASES, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

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W.P.(C).Nos.29335/2018, 29371/2018, 29889/2018, 29920/2018,
30227/2018, 30249/2018, 32357/2018, 32402/2018, 33186/2018,
33707/2018, 33750/2018, 34669/2018 & 34733/2018

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Dated this the 30<sup>th</sup> day of June, 2020

### J U D G M E N T

In this bunch of writ petitions, the petitioners, whose land have been acquired for National Highway, mainly seek two prayers. Firstly, that no excess land other than the land notified under Section 3A of the National Highways Act, 1956 shall be taken away from them and, secondly that they should be paid compensation in accordance with the First, Second and Third Schedules of the the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act 30 of 2013).

2. In regard to the first prayer, as rightly pointed out by the learned counsel for the petitioners, no land in excess of the notification issued under Section 3A of the National Highways Act, 1956 can be taken over from the petitioners. It is a mandate under Section 3A to give a brief description of the land to be

- 2:-

acquired. If there is any omission in the description to include such land proposed to be taken over by the National Highways Authority of India ("NHAI" for short), NHAI will have to issue a fresh notification in that regard. Therefore, it is ordered that no land shall be taken over from the petitioners in excess of the notification issued under Section 3A. Ordered accordingly.

3. It is admitted at the Bar by the learned Standing Counsel for NHAI that a notification under Section 3D of the National Highways Act also has been published. That submission is recorded.

4. In regard to the second prayer - claim for compensation, the Union Government, invoking the residuary power as conferred upon it under Section 113 of Act 30 of 2013, to remove any difficulty in giving effect to the provisions of Act 30 of 2013, issued an order on 28.8.2015. This order came into force with effect from 1.9.2015. The relevant portion of the said order reads thus:

- 3:-

*“2. The provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, relating to the determination of compensation in accordance with the First Schedule, rehabilitation and resettlement in accordance with the Second Schedule and infrastructure amenities in accordance with the Third Schedule shall apply to all cases of land acquisition under the enactments specified in the Fourth Schedule to the said Act.”*

5. This Court in several judgments had held that the competent authority has to award compensation in terms of the First Schedule of the Act 30 of 2013 and that the individual claim of parties also shall be adverted to in terms of Second Schedule and Third Schedule while determining compensation under Section 3G of the National Highways Act. Therefore, the competent authority is bound to award compensation under the First Schedule and consider claim under Second and Third Schedules based on the merit of such claim made by the evictees. With these observations and directions, the writ petitions will stand disposed.

Sd/-

**A.MUHAMED MUSTAQUE, JUDGE**



## **APPENDIX OF WP (C) 29335/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1      TRUE COPY OF THE LAND TAX RECEIPT DATED  
06/08/2018.
- EXHIBIT P2      TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY  
THE ADICHANALLUR PANCHAYAT DATED 04/12/2017
- EXHIBIT P3      TRUE COPY OF THE PAPER PUBLICATION IN MANORAMA  
DAILY DATED 10/03/2018.
- EXHIBIT P4      TRUE COPY OF THE PROCEEDINGS OF THE 3RD  
RESPONDENT DATED 27/07/2018
- EXHIBIT P5      TRUE COPY OF THE SKETCH SHOWING THE AREA  
NOTIFIED IN EXHIBIT P3 TO BE ACQUIRED FROM THE  
PROPERTY OF THE PETITIONER AND THE EXCESS AREA  
MARKED BY SURVEY AND PLANTING OF STONES BY THE  
OFFICIALS OF THE 3RD RESPONDENT.
- EXHIBIT P6      TRUE COPY OF THE REPRESENTATION DATED  
10/08/2018.
- EXHIBIT P7      TRUE COPY OF THE JUDGMENT IN WP(C) NO.  
16962/2018 OF THIS HON'BLE COURT.
- EXHIBIT P8      TRUE COPY OF THE INTERIM ORDER DATED 20/8/2018  
IN WP(C) NO. 27955/2018 OF THIS HON'BLE COURT.

## **APPENDIX OF WP(C) 29371/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1        TRUE COPY OF THE SETTLEMENT DEED NO.440 DATED  
27/01/1987 OF KANNANALLUR SUB REGISTRY.
- EXHIBIT P2        TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY  
THE ADICHANALLUR PANCHAYAT DATED 31/03/2018.
- EXHIBIT P2 A      TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY  
THE ADICHANALLUR PANCHAYAT DATED 31/03/2018.
- EXHIBIT P2 B      TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY  
THE ADICHANALLUR PANCHAYAT DATED 31/3/2018.
- EXHIBIT P2 C      TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY  
THE ADICHANALLUR PANCHAYAT DATED 31/03/2018.
- EXHIBIT P3        TRUE COPY OF THE PAPER PUBLICATION IN MANORMA  
DAILY DATED 10/03/2018.
- EXHIBIT P4        TRUE COPY OF THE PROCEEDINGS OF THE 3RD RESPONDENT  
DATED 27/07/2018.
- EXHIBIT P5        TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED  
IN EXHIBIT P3 TO BE ACQUIRED FROM THE PROPERTY OF  
THE PETITIONER AND THE EXCESS AREA MARKED BY  
SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF  
THE 3RD RESPONDENT.
- EXHIBIT P6        TRUE COPY OF THE REPRESENTATION DATED 10/08/2018.
- EXHIBIT P7        TRUE COPY OF THE JUDGMENT IN WP(C) NO.16962/2018  
OF THIS HONOURABLE COURT.
- EXHIBIT P8        TRUE COPY OF THE INTERIM ORDER DATED 20/08/2018 IN  
WP(C) NO.27955/2018 OF THIS HONOURABLE COURT.

### **RESPONDENTS EXHIBITS:**

ANNEXURE R2 (A) : TRUE COPY OF THE LAND ACQUISITION PLAN.

ANNEXURE R3 (A) : TRUE COPY OF THE ORDER NO.A1/243/18 DATED 11.09.2018.

## **APPENDIX OF WP(C) 29889/2018**

### **PETITIONER'S/S EXHIBITS:**

- |                   |                                                                                                                                                                                                                                             |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>EXHIBIT P1</b> | <b>TRUE COPY OF THE LAND TAX RECEIPT DATED<br/>22/08/2017.</b>                                                                                                                                                                              |
| <b>EXHIBIT P2</b> | <b>TRUE COPY OF THE PAPER PUBLICATION IN MANORAMA<br/>DAILY DATED 10/3/2018.</b>                                                                                                                                                            |
| <b>EXHIBIT P3</b> | <b>TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED<br/>IN EXHIBIT P2 OF THE PTO ACQUIRED FROM THE<br/>PROPERTY PETITIONER AND THE EXCESS AREA MARKED BY<br/>SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF<br/>THE 3RD RESPONDENT.</b> |
| <b>EXHIBIT P4</b> | <b>TRUE COPY OF THE REPRESENTATION DATED 10/08/2018.</b>                                                                                                                                                                                    |
| <b>EXHIBIT P5</b> | <b>TRUE COPY OF THE INTERIM ORDER DATED 06/0-9/2018<br/>IN WP(C)NO.29371/2018 OF THIS HONOURABLE COURT.</b>                                                                                                                                 |

## **APPENDIX OF WP(C) 29920/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1** TRUE COPY OF THE LAND TAX RECEIPT DATED 3.2.2015.
- EXHIBIT P2** TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY THE ADICHANALLUR PANCHAYAT DATED 10.8.2015.
- EXHIBIT P3** TRUE COPY OF THE PAPER PUBLICATION IN MANORAMA DAILY DATED 10.3.2018.
- EXHIBIT P4** TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED IN EXHIBIT P3 TO BE ACQUIRED FROM THE PROPERTY OF THE PETITIONER AND THE EXCESS AREA MARKED BY SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF THE 3RD RESPONDENT.
- EXHIBIT P5** TRUE COPY OF THE REPRESENTATION DATED 10.8.2018.
- EXHIBIT P6** TRUE COPY OF THE INTERIM ORDER DATED 6.9.2018 IN WPC NO.29371/2018 OF THIS HONOURABLE COURT.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R4(A) :** TRUE COPY OF THE LETTER NO.NHAI/HQ/KERALA/DPR/NH-17&47/2015-16/42 DATED 27.06.2016 ISSUED BY THE SECOND RESPONDENT TO M/S.SMEC INTERNATIONAL PVT.LIMITED.
- EXHIBIT R4(B) :** TRUE COPY OF THE LETTER NO.PWD-D3/27/2016-PWD DATED 01.02.2017 ISSUED BY THE PUBLIC WORKS DEPARTMENT, GOVERNMENT OF KERALA TO THE FOURTH RESPONDENT.
- EXHIBIT R4(C) :** TRUE COPY OF THE RELEVANT EXTRACT OF S.O.NO.602(E), DATED 09.02.2018 PUBLISHED BY GOVERNMENT OF INDIA.
- EXHIBIT R4(D) :** TRUE COPY OF THE APPROVED ALIGNMENT AT KOLLAM DISTRICT.
- EXHIBIT R4(E) :** TRUE COPY OF THE APPROVED ALIGNMENT AT KOLLAM DISTRICT.

## **APPENDIX OF WP(C) 30227/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1        TRUE COPY O THE LAND TAX RECEIPT DATED 07.09.2018.
- EXHIBIT P2        TRUE COPY OF THE PAPER PUBLICATION IN MATHRUBHUMI  
DAILY DATED 10.03.2018.
- EXHIBIT P3        TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED  
IN EXHIBIT P2 TO BE ACQUIRED FROM THE PROPERTY OF  
THE PETITIONER AND THE EXCESS AREA MARKED BY  
SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF  
THE 3RD RESPONDENT.
- EXHIBIT P4        TRUE COPY OF THE REPRESENTATION DATED 10.08.2018.
- EXHIBIT P5        TRUE COPY OF THE INTERIM ORDER DATED 06.09.2018 IN  
WPC NO. 29371/2018 OF THIS HONOURABLE COURT.

## **APPENDIX OF WP(C) 30249/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1** TRUE COPY OF THE LAND TAX RECEIPT DATED 07/09/2018.
- EXHIBIT P2** TRUE COPY OF THE PAPER PUBLICATION IN MATHRUBHUMI DAILY DATED 10/03/2018.
- EXHIBIT P3** TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED IN EXHIBIT P2 TO BE ACQUIRED FROM THE PROPERTY OF THE PETITIONER AND THE EXCESS AREA MARKED BY SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF THE 3RD RESPONDENT.
- EXHIBIT P4** TRUE COPY OF THE REPRESENTATION DATED 10/08/2018.
- EXHIBIT P5** TRUE COPY OF THE INTERIM ORDER DATED 06/09/2018 IN WP(C) NO.29371/2018 OF THIS HONOURABLE COURT.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R4(A)** : TRUE COPY OF ALIGNMENT PLAN PROPOSED IN THE PETITIONER'S STRETCH BETWEEN CH.505/200-CH.505/000 OF SY.NO.461/14 AND IN ADICHANALLOOR VILLAGE.
- EXHIBIT R4(B)** : TRUE COPY OF RELEVANT EXTRACT OF THE S.O.NO.602 (E) DATED 09.02.2018 PUBLISHED IN GOVERNMENT GAZETTE.

## **APPENDIX OF WP(C) 32357/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1** TRUE COPY OF THE LAND TAX RECEIPT DATED 13/09/2017.
- EXHIBIT P2** TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 11-09-2017.
- EXHIBIT P3** TRUE COPY OF THE PAPER PUBLICATION IN MANORAMA DAILY DATED 10/03/2018.
- EXHIBIT P4** TRUE COPY OF THE PROCEEDINGS NO. A2-137/18 (412) DATED 28/07/2018 OF THE THIRD RESPONDENT.
- EXHIBIT P5** TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED IN EXHIBIT P3 TO BE ACQUIRED FROM THE PROPERTY OF THE PETITIONER AND THE EXCESS AREA MARKED BY SURVEY AND PLANTING OF STONES BY THE OFFICIALS OF THE 3RD RESPONDENT.
- EXHIBIT P6** TRUE COPY OF THE REPRESENTATION DATED 25/09/2018.
- EXHIBIT P7** TRUE COPY OF THE INTERIM ORDER DATED 20/08/2018 IN WP(C) NO. 27955/2018 OF THIS HONOURABLE COURT.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R4(A)** : LETTER TO M/S SMEC INTERNATIONAL PTY.LTD.DATED 27.06.2016.
- EXHIBIT R4(B)** : GAZETTE NOTIFICATION DATED 04.12.2009.
- EXHIBIT R4(C)** : COPY OF THE GOVERNMENT LETTER PWD-D3/27/2016-PWD DATED 01.02.2017.
- EXHIBIT R4(D)** : GOVERNMENT OF INDIA GAZETTE NOTIFICATION DATED 09.02.2018.
- EXHIBIT R4(E)** : COPY OF THE PLAN.

## **APPENDIX OF WP(C) 32402/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1      TRUE COPY OF THE LAND TAX RECEIPT DATED 19/03/2018.
- EXHIBIT P2      TRUE COPY OF THE PROPERTY TAX RECEIPT DATED  
14/03/2018.
- EXHIBIT P3      TRUE COPY OF THE PROPERTY TAX RECEIPT DATED  
14/03/2018.
- EXHIBIT P4      TRUE COPY OF THE LAND TAX RECEIPT DATED 20/08/2018
- EXHIBIT P5      TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 1-02-  
2018
- EXHIBIT P6      TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 1-03-  
2018
- EXHIBIT P7      TRUE COPY OF THE PROPERTY TAX RECEIPT DATED  
01/03/2018
- EXHIBIT P8      TRUE COPY OF THE PAPER PUBLICATION IN MANORAMA  
DAILY DATED 10/03/2018
- EXHIBIT P9      TRUE COPY OF THE SKETCH
- EXHIBIT P10     TRUE COPY OF THE COMPLAINT THE 4TH RESPONDENT DATED  
30/07/2018
- EXHIBIT P11     TRUE COPY OF THE REPRESENTATION DATED 25/09/2018
- EXHIBIT P12     TRUE COPY OF THE INTERIM ORDER DATED 20/08/2018
- EXHIBIT P13     TRUE COPY OF THE INTERIM ORDER DATED 20/08/2018 IN  
WP(C) NO. 27955/2018 OF THIS HONOURABLE COURT.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R5(A) : LETTER TO M/S SMEC INTERNATIONAL PTY.LTD.DATED 27.06.2016.
- EXHIBIT R5(B) : GAZETTE NOTIFICATION DATED 04.12.2009.
- EXHIBIT R5(C) : COPY OF THE GOVERNMENT LETTER PWD-D3/27/2016-PWD DATED  
01.02.2017.
- EXHIBIT R5(D) : GOVERNMENT OF INDIA GAZETTE NOTIFICATION DATED 09.02.2018.
- EXHIBIT R5(E) : COPY OF THE PLAN.



## **APPENDIX OF WP(C) 33186/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1** TRUE COPY OF THE LAND TAX RECEIPT DATED 22/06/2018.
- EXHIBIT P2** TRUE COPY OF THE PROPERTY TAX EXEMPTION RECEIPT DATED 21/02/2018.
- EXHIBIT P3** TRUE COPY OF THE RELEVANT PAGES OF THE NOTIFICATION S.O. 602(E) DATED 09/02/2018 UNDER SECTION 3 A (1) OF THE NATIONAL HIGHWAYS ACT PUBLISHED IN MATHRUBHUMI DAILY DATED 10/03/2018.
- EXHIBIT P4** TRUE COPY OF THE NOTICE CALLING UPON THE PETITIONER TO ATTEND THE HEARING ON 09/04/2018.
- EXHIBIT P5** TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED IN EXHIBIT P3 AND THE EXCESS AREA MARKED BY SURVEY AND PLANTING OF STONES.
- EXHIBIT P6** TRUE COPY OF THE REPRESENTATION TO THE THIRD RESPONDENT DATED 05.10.2018.
- EXHIBIT P7** TRUE COPY OF THE INTERIM ORDER OF THIS HON'BLE COURT, DATED 04/10/2018 IN W.P. (C) 32402/2018.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R4(A)** : TRUE COPY OF ALIGNMENT PLAN PROPOSED IN THE PETITIONER'S STRETCH BETWEEN CH.513/300-CH.513/50 OF SY.NO.290/20 OF KALLUVATHUKKAL VILLAGE.
- EXHIBIT R4(B)** : TRUE COPY OF RELEVANT EXTRACT OF THE S.O.NO.602 (E) DATED 09.02.2018 PUBLISHED IN GOVERNMENT GAZETTE.

## **APPENDIX OF WP(C) 33707/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1** TRUE COPY OF THE LAND TAX RECEIPT DATED 04.04.2018.
- EXHIBIT P2** TRUE COPY OF THE BUILDING PERMIT DATED 24/11/2016.
- EXHIBIT P3** TRUE COPY OF THE RELEVANT PAGES OF THE NOTIFICATION S.O. 602(E) DATED 09/02/2018 UNDER SECTION 3A (1) OF THE NATIONAL HIGHWAYS ACT PUBLISHED IN MALAYALA MANORAMA DAILY DATED 10/3/2018.
- EXHIBIT P4** TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED IN EXHIBIT P3 AND THE EXCESS AREA MARKED BY SURVEY AND PLANTING OF STONES.
- EXHIBIT P5** TRUE COPY OF THE REPRESENTATION TO THE THIRD RESPONDENTS DATED 06/10/2018.
- EXHIBIT P6** TRUE COPY OF THE INTERIM ORDER OF THIS HON'BLE COURT DATED 04/10/2018 IN W.P(C) NO. 32402/2018.

### **RESPONDENTS EXHIBITS:**

- EXHIBIT R4(A)** : LETTER TO M/S SMEC INTERNATIONAL PTY.LTD.DATED 27.06.2016.
- EXHIBIT R4(B)** : GAZETTE NOTIFICATION DATED 04.12.2009.
- EXHIBIT R4(C)** : COPY OF THE GOVERNMENT LETTER PWD-D3/27/2016-PWD DATED 01.02.2017.
- EXHIBIT R4(D)** : COPY OF THE PLAN.

## **APPENDIX OF WP(C) 33750/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1**            TRUE COPY OF THE LAND TAX RECEIPT DATED 9.10.2018.
- EXHIBIT P2**            TRUE COPY OF THE RELEVANT PAGES OF THE  
NOTIFICATION S.O.602(E) DATED 9.2.2018 UNDER  
SECTION 3A(1) OF THE NATIONAL HIGHWAY ACT  
PUBLISHED IN MATHRUBHUMI DAILY DATED 10.3.2018.
- EXHIBIT P3**            TRUE COPY OF THE OBJECTION FILED BY THE PETITIONER  
DATED 20.3.2018 TO EXHIBIT P2 NOTIFICATION.
- EXHIBIT P4**            TRUE COPY OF THE PROCEEDINGS OF THE 3RD RESPONDENT  
DATED 4.10.2018.
- EXHIBIT P5**            TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED  
IN EXHIBIT P2 AND THE EXCESS AREA MARKED BY SURVEY  
AND PLANTING OF STONES.
- EXHIBIT P6**            TRUE COPY OF THE REPRESENTATION TO THE THIRD  
RESPONDENT DATED 10.10.2018.
- EXHIBIT P7**            TRUE COPY OF THE INTERIM ORDER OF THIS HONOURABLE  
COURT DATED 4.10.2018 IN WPC.32402/2018.

### **RESPONDENTS EXHIBITS:**

**ANNEXURE R2(A) :** TRUE COPY OF THE LAND ACQUISITION PLAN.

## **APPENDIX OF WP(C) 34669/2018**

### **PETITIONER'S/S EXHIBITS:**

- EXHIBIT P1        TRUE COPY OF THE LAND TAX RECEIPT DATED  
04/09/2018.
- EXHIBIT P2        TRUE COPY OF THE DEATH CERTIFICATE ISSUED BY THE  
THIRUVANANTHAPURAM CORPORATION DATED 03/08/2017.
- EXHIBIT P3        PROPERTY TAX RECEIPT DATED 03/01/2018 RELATING TO  
THE BUILDING BEARING DOOR NO.20/408 ISSUED BY THE  
MAYYANNADU GRAMA PANCHAYAT.
- EXHIBIT P4        TRUE COPY OF THE RELEVANT PAGES OF THE PAPER  
PUBLICATION IN MALAYALA MANORAMA DAILY DATED  
10/03/2018 PUBLISHING S.O.602(E) DATED 09/02/2018.
- EXHIBIT P5        TRUE COPY OF THE REPRESENTATION DATED 16/10/2018  
TO THE 3RD RESPONDENT.
- EXHIBIT P6        TRUE COPY OF THE SKETCH SHOWING THE AREA NOTIFIED  
IN EXHIBIT P4 NOTIFIED TO BE ACQUIRED FROM TO BE  
ACQUIRED FROM THE PROPERTY OF THE PETITIONER  
TREATING IT AS LAND COMPRISED IN RESURVEY NO.179/2  
AND THE EXCESS AREA MARKED BY SURVEY AND PLATING  
OF STONES BY THE OFFICIALS OF THE 3RD RESPONDENT.
- EXHIBIT P7        TRUE COPY OF THE INTERIM ORDER OF THIS HONOURABLE  
COURT DATED 16/10/2018 IN WP(C) NO.33756/2018.

## **APPENDIX OF WP(C) 34733/2018**

### **PETITIONER'S/S EXHIBITS:**

- |                |                                                                                                                                                  |
|----------------|--------------------------------------------------------------------------------------------------------------------------------------------------|
| EXHIBIT P1     | TRUE COPY OF THE LAND TAX RECEIPT DATED 11.10.2018.                                                                                              |
| EXHIBIT P2     | TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 4.4.2018.                                                                                            |
| EXHIBIT P2 (A) | TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 4.4.2018.                                                                                            |
| EXHIBIT P2 B   | TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 4.4.2018.                                                                                            |
| EXHIBIT P2 C   | TRUE COPY OF THE PROPERTY TAX RECEIPT DATED 4.4.2018.                                                                                            |
| EXHIBIT P3     | TRUE COPY OF THE RELEVANT PAGES OF THE PAPER<br>PUBLICATION IN MALAYALA MANORAMA DAILY DATED 10.3.2018<br>PUBLISHING S.O.602 (E) DATED 9.2.2018. |
| EXHIBIT P4     | TRUE COPY OF THE REPRESENTATION DATED 3.10.2018 TO THE<br>3RD RESPONDENT.                                                                        |
| EXHIBIT P5     | TRUE COPY OF THE SKETCH SHOWING THE AREA MARKED BY<br>SURVEY AND PLANTING OF STONES.                                                             |
| EXHIBIT P6     | TRUE COPY OF THE INTERIM ORDER OF THIS HONOURABLE COURT<br>DATED 16.10.2018 IN WPC NO.33750/2018.                                                |