



W.P.No.34711 of 2023

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P.VELMURUGAN, J

Mrs.V.Usha, learned Additional Government Pleader (Puducherry) accepts notice for the respondent.

2.The respondent is directed to file counter affidavit in four weeks before the Registry and serve a copy of the same to the petitioner in advance.

3. List the Writ Petition after four weeks.

4. It is pertinent to note that this Court in W.P.No.4728 of 2015, dated 26.10.2022 (S.Velmurugan Vs. Union of India), in paragraph No.7, has observed as follows :

"7.In order to ascertain the aforesaid facts, this Court called for the records and on perusal of the records would reveal that only draft award was passed on 29.01.2010 and there was no original award available in the records. Hence, the entire acquisition proceedings is lapsed in terms of Section 11 (A) of the Act."

5. On a perusal of the above said order, it is seen that the official respondents have not produced the original Award, which creates a doubt as



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to whether the competent authority/authorised officer has genuinely followed the procedures or with mala-fide intention, colluded with the petitioner, in order to frustrate the scheme introduced by the Government. Hence, the CBI is hereby directed to find out as to whether the original Award was passed in this case and available in the records and if the original Award was not passed, the reason for not passing the same, or otherwise, if the original Award was passed for the purpose of getting order by the petitioner for which the officers are purposefully tampering with the original Award. Since it is for public purpose, the attitude and the activities of the officer cannot be simply ignored. Therefore, the Central Bureau of Investigation, Chennai is directed to register a case and investigate the matter and file a report within a period of six months from the date of receipt of a copy of this order.

20.12.2023

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Office to note: Issue this order copy to CBI, Chennai.

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