



W.P.(MD) No.2984 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.11.2023

CORAM:

**THE HON'BLE MR.SANJAY V.GANGAPURWALA,
CHIEF JUSTICE
and
THE HON'BLE MR.JUSTICE K.K.RAMAKRISHNAN**

W.P.(MD) No.19153 of 2023

Palanisamy .N,

... Petitioner

Vs

1. The District Collector,
Dindigul District,
Dindigul..

2. The Commissioner,
Reddiarchathiram Panchayath Union,
Dindigul West Taluk,
Dindigul District..

3. The Tahsildar,
Dindigul West Taluk,
Dindigul District..

4. The Inspector of Police,
Kannivadi Police Station,
Dindigul District..



W.P.(MD) No.2984 of 2022

WEB.COM

5. The President,
T.Pannaipatti Panchayat,
Dindigul West Taluk,
Dindigul District..

6. Saravanan,
S/o. Govindan,
6th Ward, T.Pannaipatti,
Dindigul West Taluk,
Dindigul District..

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus directing the 3rd to 5th Respondents to remove encroachment made by the 6th respondent in S.No.715, Thethupatti village, T.Pannaipatti Panchayat, Dindigul West Taluk, Dindigul District as per the direction of the 1st respondent in his proceedings dated 07.07.2023 in O.Mu.No. 1093812/2023/D2 by way of considering petitioner representations dated 03.07.2023

For Petitioners : Mr.B.Elankumaran

For Respondents : Mr.T.Amjad Khan for R1, R3 and R5
Government Advocate
Mr.T.Senthilkumar for R4
Additional Public Prosecutor
Mr.A.Saravanan for R6
No appearance for R2



W.P.(MD) No.2984 of 2022

WEB COPY

ORDER

**[Order of the Court was made by
The Hon'ble The CHIEF JUSTICE]**

We have heard Mr.B.Ilankumaran, learned counsel for the petitioner, learned Government Advocate for the respondents 1,3 and 5, learned Additional Public Prosecutor for the respondent No.4 and the learned counsel for the respondent No.6.

2. The petitioner submits that in grama natham land bearing S.No.715, construction has been made by the private respondent.

3. The learned Government Advocate submits that S.No.715 is subdivided into many subdivisions. No specifications are given.



W.P.(MD) No.2984 of 2022

WEB COPY

4. The petitioner ought to have given the details of the subdivisions. We also cannot act on the contentions of the petitioner, inasmuch as the land in question is a grama natham land meant for residential purpose. The manner of unauthorized construction is not spelt out.

5. In light of that, it will not be appropriate to pass orders in the present matter. The petitioner may approach the authority as may be permissible under law. If such application is filed, the authority may consider the same on its own merits.

6. The writ petition stands disposed of. However, there shall be no order as to costs.

[S.V.G., CJ.]

[K.K.R.K, J.]

29.11.2023

NCC : Yes / No

Index : Yes / No

RR



W.P.(MD) No.2984 of 2022

WEB COPY

To

1. The District Collector,
Dindigul District,
Dindigul..

2. The Commissioner,
Reddiarchathiram Panchayath Union,
Dindigul West Taluk,
Dindigul District..

3. The Tahsildar,
Dindigul West Taluk,
Dindigul District..

4. The Inspector of Police,
Kannivadi Police Station,
Dindigul District..



WEB COPY



W.P.(MD) No.2984 of 2022

THE HON'BLE THE CHIEF JUSTICE
and
K.K.RAMAKRISHNAN, J.

RR

W.P.(MD)No.19153 of 2023

29.11.2023