



WP(MD). No.14407 of 2017

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Special Original Jurisdiction

Wednesday, the Thirteenth day of December Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice S.M.SUBRAMANIAM
AND
The Hon`ble Mr.Justice V. LAKSHMINARAYANAN

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- 1.Gajendran,
- 2.K.Muthukumar
- 3.Alamelu
- 4.Ravi
- 5.Baskar
- 6.Sudhakar
- 7.Thangarasu
- 8.Rajendran
- 9.Indira Gandhi
- 10.Rakesh
- 11.Rajendran
- 12.Suresh
- 13.Pakiriyammal
- 14.Selvaraj

... Petitioners

-Vs-

- 1 The District Collector,
Thanjavur District.
- 2 The Tahsildar, Taluk Office,
Pappanasam(Tk), Thanjavur(Dist)



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3 The Assistant Divisional Engineer(H),
Ka(Ma) Pa. Division, Papanasam & Taluk, Thanjavur District.

4 S.Sankar, ... Respondents
(Respondent 4 is Impleaded Vide Court Order
Dated 12.07.2021 in W.M.P.(MD)No.4821/2021 in WP(MD)No.14407/2017)

Prayer :-

Writ Petition filed under Article 226 of the Constitution of India, to issue a certiorari to call for the records pertaining to the impugned eviction notice dated 25/07/2017 issued by the 3rd respondent to the petitioners and quash the same.

ORDER:-

This Writ Petition coming on for Reporting Compliance on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Thiru.P.Vijendran , Advocate for the Petitioner and of Thiru.T.Amjadkhan , Government Advocate for the Respondents 1 to 3 and of Mr.K.Gokul, Advocate for the Respondent 4 , this Court made the following order:

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

The learned Government Advocate appearing for the respondents 1 and 2 made a submission that the encroachers are reluctant in vacating the highways property, which is required for road expansion project.



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2. Since alternate house sites have already been allotted to the encroachers in 2019, there is no reason to give any further time to the encroachers and they are at liberty to occupy the alternate house sites already allotted in their favour. It is brought to our notice that patta has also been granted in favour of the encroachers. That being the factum, the official respondents are directed to evict the encroachers from the highways property with the assistance of the Police within a period of one (1) week.

3. Post the matter next week 'for reporting compliance'.

Sd/-

Assistant Registrar()

// True Copy //

/12/2023

Sub Assistant Registrar(CS)

TO

1. The District Collector,
Thanjavur District.
2. The Tahsildar Taluk Office,
Pappanasam(Tk) Thanjavur(Dist)
3. The Assistant Divisional
Engineer(H) Ka(Ma) Pa. Division Papanasam
& Taluk Thanjavur District.



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4. The Special Govt. Pleader,
Madurai Bench of Madras High Court, Madurai

Copy to:

The Section Officer,
Writ Section,
Madurai Bench of Madras High Court, Madurai
(For Posting the Matter)

ORDER DATED : 13/12/2023
HEARING DATE: NEXT WEEK

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ORDER

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Giving direction and etc.
as stated within.

KB(13.12.2023) 4P 6C