

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.02.2015

Coram :

THE HONOURABLE MR. JUSTICE T.S. SIVAGNANAM

W.P.No 5244 OF 2014

P. Chandrasekaran

.. Petitioner

vs.

1. State of Tamilnadu,
represented by its Secretary
Department of Municipal Administration,
Fort St. George,
Chennai 600 009.

2. The Commissioner,
Thiruthuraipoondi Municipality,
Thiruvarur District

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus forbearing the respondents, their men, people, subordinates, or any others claiming through them from in any manner dispossessing the petitioner from the property at S.No.92, extent of 10 x 15 feet and Door No.129/11C, Samiappa Nagar, Thiruthuraipoondi and Taluk, Thiruvarur District unless under due process of law.

For Petitioner : Mr.S. Balasubramanian

For Respondents : Mr.V. Jayaprakash Narayanan
Special Govt. Pleader (R1 and R2)

O R D E R

Heard the learned counsel for the petitioner and the learned Special Government Pleader appearing for the respondents 1 and 2.

2. The Petitioner seeks for issuance of Writ of Mandamus forbearing the respondents, their men, people, subordinates, or any others claiming through them from in any manner dispossessing the petitioner from his property situate at S.No.92, extent of 10 x 15 feet and Door No.129/11C, Samiappa Nagar, Thiruthuraipoondi and Taluk, Thiruvarur District unless under due process of law.

3. The respondents have filed a counter affidavit stating that the 2nd respondent never used any force to remove the encroachment

made by the petitioner and the second respondent will follow due process of law to remove the encroachment made by the petitioner.

4. In the light of the stand taken by the respondents, no further orders is required to pass except recording the stand taken by the respondents.

5. The Writ petition is disposed of in the above terms. No costs. Consequently, the connected M.P.No.1 of 2014 is closed.

Sd/-

Asst.Registrar (J)

/true copy/

Sub Asst. Registrar

msr

To

1.The Secretary
Department of Municipal Administration,
Fort St. George,
Chennai 600 009.

2. The Commissioner,
Thiruthuraipoondi Municipality,
Thiruvarur District

2 cc to M/s.S. Balasubramanian, Advocate, Sr. 8149

1 cc to M/s.V. Jayaprakash Narayanan, Advocate, sR. 7476

सत्यमेव जयते

W.P.No 5244 OF 2014

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