

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.07.2015

CORAM

THE HONOURABLE THIRU JUSTICE M. DURAISWAMY

C.R.P.(PD) Nos.1171 and 1172 of 2015
and M.P.Nos.1 and 2 of 2015 in CRP No.1171 of 2015

S.A. Manian
petitions

..... Petitioner in both the revision

vs.

1. The Wild Life and Nature and Environment
Lovers of the General Public of the Nilgiris
rep by S. Ravikumar and Jayachandran

S. Ravikumar, S/o K.P. Jain, "Fountainhead"
2/401-A, Kattabettu Post, Kothagiri Taluk,
Nilgiris
S. Jeyachandran,
S/o S.M. Shanmughanathan,
14/5/3, Segur Road, Finger Post,
Uthagamandalam – 643 001

2. The Government of Tamil Nadu rep
by its Collector of Nilgiris, Ootacamund
3. The District Forest Officer (North)
Ootacamund
4. The Executive Engineer,
Agricultural Engineering Division,
Uthagamandalam

5. The Deputy Director,
Geology and Mines (Geo-Tech Cell)
Coonoor
6. The Deputy Director,
Pollution Control Board for Nilgiris,
St. Mary's Hill, Ootacamund
7. The President, Kodanad Panchayat,
Kodanad, Kothagiri Taluk, The Nilgiris

... Respondents in both the revision petitions

Civil Revision Petitions filed under Article 227 of the Constitution of India against the order and decreetal order made in I.A.Nos.485 and 486 of 2013 in I.A.No.498 of 2010 in O.S.No.105 of 2010 on the file of Sub Court, Nilgiris at Uthagamandalam dated 18.11.2013.

For Petitioner : Mr.Palani Selvaraj

For 1st respondent : Mr.C.A. Diwakar

COMMON ORDER

The Civil Revision Petitions have been filed against order and decreetal order made in I.A.Nos.485 and 486 of 2013 in I.A.No.498 of 2010 in O.S.No.105 of 2010 on the file of Sub Court, Nilgiris at Uthagamandalam dated 18.11.2013.

2. The learned counsel for the petitioner, after making elaborate

arguments, sought the permission of this Court to withdraw the Civil Revision Petitions. The learned counsel has also made an endorsement to that effect.

3. Mr.C.A. Diwakar, learned counsel appearing for the first respondent submitted that the petitioner has filed the above Civil Revision Petitions, after a lapse of fourteen months and obtained an order of Interim Stay and by virtue of the Interim Stay, the petitioner had put up illegal construction in the property.

4. Having regard to the submissions made by the learned counsel on either side, since the petitioner wants to withdraw the Civil Revision Petitions, permission is granted to the petitioners to withdraw the Civil Revision Petitions.

5. In view of the endorsement made by the learned counsel for the petitioner, both the Civil Revision Petitions are dismissed as withdrawn. No costs. Consequently, connected MPs are closed.

6. Since the suit in O.S.No.105 of 2010 is pending from the year 2010, I direct the Sub Judge of Nilgiris at Uthagamandalam to dispose of the suit in O.S.No.105 of 2010, on merits and in accordance with law,

within a period of three months from the date of receipt of copy of this order and report the same to the Registry of this Court.

16-07-2015

sr

Index:no
website:yes

Note: Issue order copy on 20.7.2015

To

2. The Collector of Nilgiris,
Government of Tamil Nadu,
Ootacamund
3. The District Forest Officer (North)
Ootacamund
4. The Executive Engineer,
Agricultural Engineering Division,
Uthagamandalam
5. The Deputy Director,
Geology and Mines (Geo-Tech Cell)
Coonoor
6. The Deputy Director,
Pollution Control Board for Nilgiris,
St. Mary's Hill, Ootacamund
7. The President, Kodanad Panchayat,
Kodanad, Kothagiri Taluk, The Nilgiris

M. DURAISWAMY,J.,

C.R.P.(PD) Nos.1171 and 1172 of 2015

16-7-2015