

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.02.2015

CORAM

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND

The Hon'ble MR.JUSTICE M.M.SUNDRESH

W.P.No.3343 of 2010

E.Govindaraj .. Petitioner

-vs-

1.The District Collector
Office of the District Collector
Kanchipuram District,
Kanchipuram.

2.The District Revenue Officer,
Tambaram, Kancheepuram District.

3.The Tahsildar,
Sholinganallur Taluk,
Kancheepuram District.

4.K.P.Kandan

5.K.Chandra

(R-5 impleaded as per order of
Court dt.24.02.2010 in WP.3343/10) .. Respondents

Petition under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct respondents 1 to 3 to remove the illegal encroachment made by the fourth respondent in the Government land situated at Kandanchavadi Village in Survey No.10/2C2B, 10/3, by demolishing the ilegal construction in the said Government land.

For Petitioner : Mr.V.Raghavachari
for Mr.M.Satish Kumar

For Respondents : Mr.S.T.S.Moorthy,
Govt. Pleader for RR1 to 3
: Mr.A.Ramu for RR4 and 5

O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

The excess urban land declared under the Tamil Nadu Urban Land (Ceiling and Regulation) Act, 1978, which formed the subject matter of the present petition, is stated to have been transferred in favour of some third party for consideration and the case of the 4th and 5th respondents canvassed before us is that they have nothing to do with the land in question and denied the allegations made in the petition.

2.As to whether the land was transferred in accordance with law, what use can it be put to, keeping in mind that it was originally excess land, etc. are all matters which will have to be dealt with by the respondent authorities in accordance with law. We expect the authorities to adhere to the regulations in this behalf and scrutinise the matter, as it appears to have remained unattended for the last number of years, no counter having been filed.

3.Writ Petition is closed with the aforesaid direction. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

sra
To

1.The District Collector
Office of the District Collector
Kanchipuram District,
Kanchipuram.

2.The District Revenue Officer,
Tambaram, Kancheepuram District.

3.The Tahsildar,
Sholinganallur Taluk,
Kancheepuram District.

1 cc to Mr. A.Ramu,Advocate, SR.No.8632
1 cc to Government Pleader,Sr.No9020
1 cc to Mr. M.Sathishkumar,Advocate, SR.No.8858

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pmk.28.2.2015