

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2015

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.2598 of 2015
and
M.P.No.1 of 2015

V.Gomathi

...Petitioner

vs.

1. The District Collector
Office of the Collectorate
Kancheepuram District
2. The Revenue Divisional Officer
Chengalpattu
Kancheepuram District
3. The Thasildhar
Thiruporur Taluk Office
Thiruporur
4. The Revenue Inspector
Thaiyur Village, 'B' Block
Thiruporur Taluk
Kancheepuram District
5. The Village Administrative Officer
Thaiyur Village, 'B' Block
Thiruporur Taluk
Kancheepuram District

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents not to remove or evict the petitioner from her residence existing in S.No.1454/1A, situated in Thaiyur (B) Village, Kelambakkam Firka, Chengalpattu Taluk, Kancheepuram District measuring about 19 Ac without following due process and appropriate provisions of law.

For Petitioner : Mr.V.Subramanian
For Respondents : Mr.R.Vijayakumar
Additional Government Pleader

ORDER

Heard Mr.V.Subramanian, learned counsel for the petitioner and Mr.R.Vijayakumar, learned Additional Government Pleader appearing for the respondents.

2. The petitioner seeks for a direction to the respondents not to remove or evict the petitioner from her residence in S.No.1454/1A, Thaiyur (B) Village, Kelambakkam Firka, Chengalpattu Taluk, Kancheepuram District measuring about 19 Ac without following due process and appropriate provisions of law.

3. According to the petitioner, she is in possession and enjoyment of the land in question. The petitioner would admit that the land is a Government land. The Village Administrative Officer appears to have initiated action to evict the petitioner from the said land stating that the land is a Government land and there are very many valuable trees standing in the said land. In this regard, the petitioner has submitted her objections to the Tahsildar, Thiruporur. Fearing forcible eviction, the petitioner is before this Court.

4. Since the petitioner has already submitted her objections to the third respondent on 30.10.2014 pursuant to the action initiated by the revenue officials, it is appropriate to direct the third respondent to consider the objections raised by the petitioner.

5. The third respondent is directed to consider the petitioner's objections dated 30.10.2014, copy of which shall be forwarded to the third respondent along with the copy of this order. The third respondent shall afford an opportunity of personal hearing to the petitioner and pass a reasoned order on merits and in accordance with law within a period of two weeks from the date of receipt of a copy of this order. Till date the status-quo prevailing as on date shall be maintained. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

gpa

To

1. The District Collector
Office of the Collectorate
Kancheepuram District
2. The Revenue Divisional Officer
Chengalpattu
Kancheepuram District
3. The Thasildhar
Thiruporur Taluk Office
Thiruporur
4. The Revenue Inspector
Thaiyur Village, 'B' Block
Thiruporur Taluk
Kancheepuram District
5. The Village Administrative Officer
Thaiyur Village, 'B' Block
Thiruporur Taluk
Kancheepuram District

1 CC to Mr.V.Subramanian, Advocate SR.No. 5724

1 CC to the Government Pleader, SR.No. 5788

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BR (CO)
PSI (05.02.2015)

सत्यमेव जयते

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