

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-02-2015

CORAM:

THE HONOURABLE MR. JUSTICE SATISH K. AGNIHOTRI
AND

THE HONOURABLE MR. JUSTICE M. VENUGOPAL

W.P. No.3153 of 2015 and M.P. Nos.1 & 2 of 2015

K.M. Manoharan

Petitioner

Vs.

- 1 The District Collector
Kancheepuram District
Kancheepuram
- 2 The District Revenue Officer
Kancheepuram District
Kancheepuram
- 3 The Revenue Divisional Officer
Kancheepuram
- 4 The Tahsildar
Thiruporur Taluk
Thiruporur
Kancheepuram District
- 5 The Village Administrative Officer
Thaiyur B Village
Thiruporur Firka
Kancheepuram District
- 6 Church of South India Trust Association
represented by its Secretary
Rev. T. Devaputhiran
No.226, Cathedral Road
Chennai 600 086
- 7 Indian Institute of Technology, Madras
represented by its Registrar
Guindy, Chennai 600 036

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus, to call for the entire records relating to the notice dated 19.01.2015 issued under Section 7 of the Tamil Nadu Land Encroachment Act, 1905, by the fifth respondent on behalf of the fourth respondent herein and quash the same and consequently, direct the first respondent to issue patta to

the petitioner to an extent of 7.07 acres in Survey No.1454/1 comprised in Village No.46, Thaiyur "B" Village, Thiruporur Taluk, Kancheepuram District and make necessary entries in the revenue records.

For petitioner Mr. R. Muthukumarasamy, Sr. Counsel
for Mr. M. Kempraj

For RR 1-5 Mr. P.S. Sivashanmugasundaram
Special Government Pleader

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI, J.)

Even according to the learned Senior Counsel appearing for the petitioner, the writ petition has become infructuous. An endorsement to that effect has also been made by the learned counsel for the petitioner and the same is extracted hereunder:

"Since Section 7 notice was challenged on 02.02.2015 but subsequently Section 6 notice was issued on 06.02.2015 but served only on 07.02.2015. Against this, there is a right of appeal u/s 10 of the Act.

Hence, this WP becomes infructuous and with liberty to challenge the subsequent impugned order. Leave may be granted.

This WP may be dismissed as infructuous."

2 In view of the above, the writ petition is dismissed as having become infructuous. No costs. Connected Miscellaneous Petitions are closed.

Sd/-

Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

cad

To

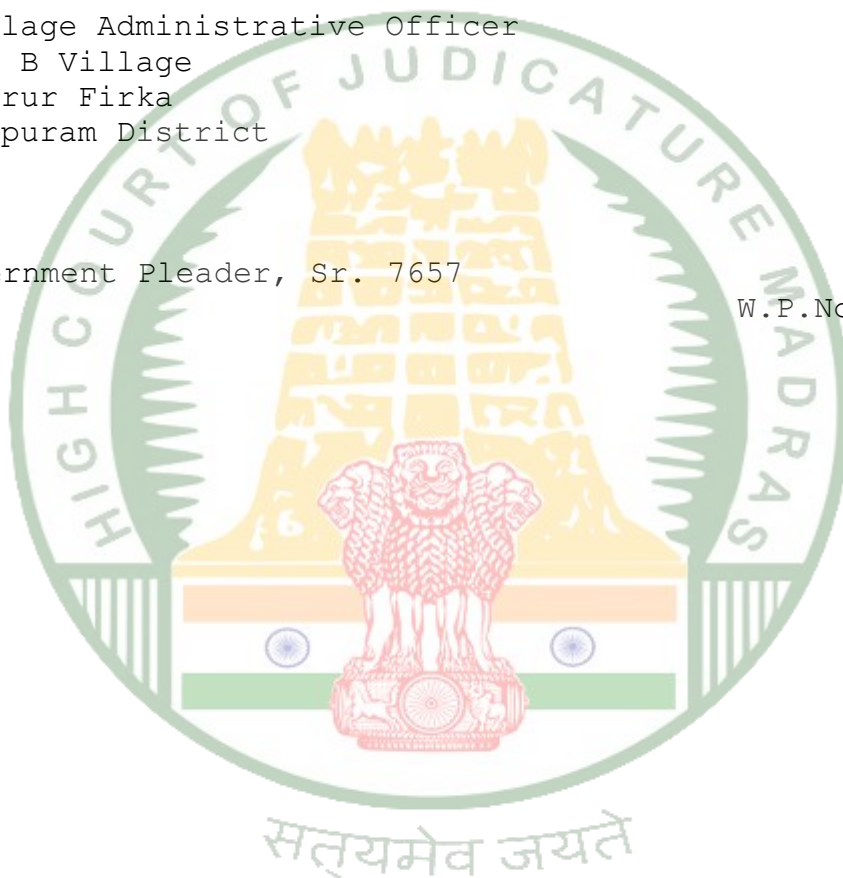
1 The District Collector
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1 cc to Government Pleader, Sr. 7657

W.P.No.3153 of 2015

RSK (CO)
kk 20/2



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