



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.09.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR
and
THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Petition (MD) No.16206 of 2015

Nallu

... Petitioner

Vs.

1.The Commissioner,
Gudalur Municipality,
Theni District.

2.The Commissioner,
Cumbum Panchayat Union,
Cumbum.

3.Karikalan

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus forbearing the 1st respondent from in any manner evict the petitioner from the land in S.No.2289 in Gudalur Town in Uthamapalayam Taluk in Theni District without following the procedures under the Tamil Nadu Land Encroachment Act.

For Petitioner	: Mr.R.Suriya Narayanan
For 1 st Respondent	: Mr.M.Alagathevan Special Government Pleader.
For 2 nd Respondent	: Mr.D.Muruganantham Additional Government Pleader.

ORDER

(Order of the Court was made by R.SUDHAKAR,J.)

Since the petitioner has already availed alternative remedy by way of filing Original Suit No.334 of 2012 on the file of the District Munsif Court, Uthamapalayam for permanent injunction which came to be dismissed and he is contemplating further appeal, the question of entertaining this writ petition under Article 226 of the Constitution of India, does not arise.



Hence, the writ petition is dismissed. No costs. Consequently, M.P (MD) No.1 of 2015 is closed.

Sd/-

Assistant Registrar (Writ)

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Sub Assistant Registrar

To

1.The Commissioner,
Gudalur Municipality,
Theni District.

2.The Commissioner,
Cumbum Panchayat Union,
Cumbum.

+ 1 CC TO M/S.R.SURIYANARAYANAN, ADVOCATE IN SR NO. 53169

SMS

TE/NGM-SS/ 21/09/2015 2P/4C

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