

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.07.2016

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G. RAMESH
and
THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

Writ Petition Nos.17592 of 2016
and 20073 of 2016
and WMP.Nos.15084 and 15085 of 2016

R.Simion ...Petitioner in both Writ
Petitions

Vs.

- 1 The District Collector
Villupuram District
Villupuram.
 - 2 The Thasildar
Chinnasalem Taluk, Chinnasalem
Villupuram District.
 - 3 The Village Administrative Officer,
Kachirapalayam Village
Chinnasalem Taluk
Villupuram District
- ...Respondents 1 to 3 in
W.P.No.17592/2016 &
W.P.20073/2016
- 4.Peter
 - 5.Mariapragasam
 - 6.M.Sagayaraj
 - 7.Mohammed Hanifa
 - 8.Lucas
- ...Respondents 4 to 8 in
W.P.20073/2016

Prayer in W.P.No.17592/2016: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari calling for the entire records in pursuant two notices issued by the 2nd respondent vide A4/3985/2015 dated 25.06.2015 and A4/3985/2015 dated 10.07.2015 for S.Nos.359/1 & 399/1, Akkarapalayam, Vadakkananthall Post, Chinnasalem Taluk, Villupuram District and quash both orders.

Prayer in W.P.No.20073/2016: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents 1 to 3 to restore the water canal situated in survey Nos.359/1, 389/1 & 391/1, Akkarapalayam

Village, Chinnasalem Taluk, to its original position by removing the encroachments created by respondents 4 to 8.

For Petitioner
in both W.Ps. : Mr.T.P.Prabakaran

For Respondents
in W.Ps. : Mrs.Sri Jayanthi,
Special Government Pleader

O R D E R

(Order of the Court was made by HULUVADI G. RAMESH, J.)

Heard the learned counsel appearing for the petitioner and Mrs.A.Srijayanthi, learned Special Government Pleader, appearing for respondents 1 to 3.

2. The prayer in the Writ Petitions is for quashing the two notices issued by the 2nd respondent vide A4/3985/2015 dated 25.06.2015 and A4/3985/2015 dated 10.07.2015 and to issue a direction to the respondents 1 to 3 to restore the water canal situated in survey Nos.359/1, 389/1 & 391/1, Akkarapalayam Village, Chinnasalem Taluk, to its original position by removing the encroachments created by respondents 4 to 8.

3. The learned Special Government Pleader, on instructions submitted that the respondents 2 and 3, who had already received the representation of the petitioner herein, have made all arrangements for conducting survey and are going to conduct a survey of the lands in Survey Nos.359/1, 389/1 & 391/1, Akkarapalayam Village, Chinnasalem Taluk, on 16th July, 2016 at 11.00 am., and future course of action will be taken thereafter.

4. Recording the submission made by the learned Special Government Pleader, the Writ Petitions are disposed of. If the petitioner is still aggrieved by the steps taken by respondents 2 and 3 herein, it is for him to approach the appropriate forum, if he is so advised. No costs. Consequently, connected WMPs are closed.

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-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

nvsri

To

1 The District Collector
Villupuram District
Villupuram

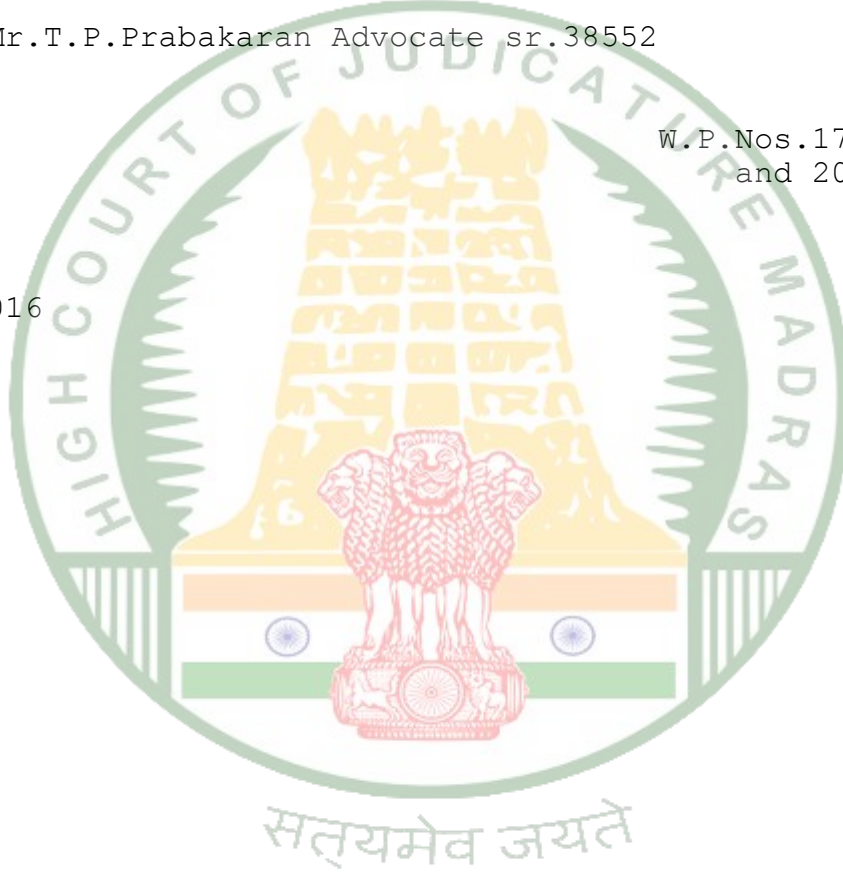
2 The Thasildar,
Chinnasalem Taluk, Chinnasalem, Villupuram District

3 The Village Administrative Officer,
Kachirapalayam Village
Chinnasalem Taluk
Villupuram District

+2 cc to Mr.T.P.Prabakaran Advocate sr.38552

W.P.Nos.17592 of 2016
and 20073 of 2016

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