

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.06.2016

CORAM

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

Writ Petition No.21328 of 2016
and
WMP.No.18258 of 2016

Babu @ G.K.Dinesh Babu

... Petitioner

Vs.

1. The Collector
O/o.Collectorate
Thiruvelllore District.

2. The Tahsildar
Avadi Taluk
Avadi.

3. The Commissioner
Avadi Municipality
Avadi, Chennai-54

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for records of the proceedings of the 2nd respondent signed on 30.05.2016 and quash the same.

For Petitioner : Mr.A.Prabhakaran

For Respondents : Mrs.A Sri Jayanthi,
Special Government Pleader
for R1 & R2

O R D E R

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

Heard the learned counsel for the petitioner and Mrs.A.Srijayanthi, learned Special Government Pleader, who accepts notice on behalf of respondents 1 and 2.

2. The Writ Petition is filed praying to issue a Writ of Certiorari to call for records of the proceedings of the 2nd respondent signed on 30.05.2016 and to quash the same.

3. As against the impugned proceedings dated 30.05.2016 passed by the 2nd respondent-Tahsildar, Avadi, appellate remedy is available to the petitioner under Section 10-A of the Tamil Nadu Land Encroachment Act and the appeal lies before the District Collector.

4. In view of the alternate remedy available to the petitioner, this Writ Petition is disposed of with liberty to the petitioner to prefer an appeal against the impugned proceedings dated 30.05.2016 within one month from the date of receipt of a copy of this order, if not already preferred. Till such time, status quo as on date to be maintained. No costs. Consequently, connected WMP No.18258 of 2016 is closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

nvsri

To

1. The Collector
O/o.Collectorate
Thiruvellore District.

2. The Tahsildar
Avadi Taluk
Avadi.

3. The Commissioner
Avadi Municipality
Avadi, Chennai-54

+lcc to Mr.A.Prabhakaran, Advocate, S.R.No.34624
+lcc to the Government Pleader, S.R.No.34741 & 34744

W.P.No.21328 of 2016

PA(CO)
CA(12/07/2016)