

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.10.2016

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P. No.35339 of 2016

and

W.M.P.Nos.30424 and 30425 of 2016

A.Gunasekharan ... Petitioner

-vs-

1.The District Collector,
Namakkal District, Namakkal.

2.The Revenue Inspector,
Vennandur, Namakkal District.

3.The President,
Kallankulam Panchayath,
Vennandur, Namakkal. ... Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorari to call for the records relating to the impugned notice passed by the 2nd respondent dated 3.9.2016 under Sect.7 of the Encroachments Act, 1905 and quash the same.

For Petitioner : Mr.K.A.Mariappan

For Respondents : Mr.R.Vijayakumar
Addl. Govt. Pleader

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner seeks to assail notice under Section 7 of the Land Encroachment Act, 1905 (in short 'the said Act'). We are of the view that the petitioner having replied to the notice, no intervention is required at this stage. The concerned authorities will, depending upon the view they take, pass an order under Section 6 of the said Act, against which an appeal is provided under Section 10 of the said Act.

2.No case is made out for interference under Article 226 of the Constitution of India.

3.Writ petition is dismissed. No costs. Consequently, W.M.P.Nos.30424 and 30425 of 2016 are also dismissed.

Sd/-
Assistant Registrar(V)

//True Copy//

Sub Assistant Registrar

sra

To

1.The District Collector,
Namakkal District, Namakkal.

2.The Revenue Inspector,
Vennandur, Namakkal District.

3.The President,
Kallankulam Panchayath,
Vennandur, Namakkal.

+1cc to the Government Pleader, S.R.No.57392

KSJ(CO)
EU(17/10/2016)

सत्यमेव जयते

W.P.No.35339 of 2016

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