



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

and

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

Cont.P(MD)No.1269 of 2016

Thirumurugan

.. Petitioner / Petitioner

-Vs-

S.Renuka
Tahsildar
Thuraiyur Taluk
Trichy District

.. Respondent / Contemnor

Prayer : Contempt Petition is filed under Section 11 of the Contempt of Courts Act to issue summon to the respondent and deal with them as per law for having willfully disobeyed the order dated 31.08.2015 made in W.P.(MD) No.10297 of 2014 passed by this Court.

Prayer in WP(MD). 10297/ 2014 : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance a Writ of Mandamus directing the respondents 1 to 4 to consider the representation of the petitioner dated 15.5.2014 regarding eviction of the 5th respondent as per the orders of this Court in Contempt Petition No. 132 of 2012 in W.P.(MD) NO.9535 of 2011 dated 31.08.2012.

For Petitioner	: Mr.V.Singan
For Respondents	: Mr.M.Govindan Spl. Government Pleader

ORDER

(Order of the Court was made by **M.V.MURALIDARAN, J.**)

This contempt petition has been filed alleging that the order of this Court in W.P.(MD) No.10297 of 2014 dated 31.08.2015 has not been complied with.

2. While disposing the above said writ petition, this Court directed the petitioner that if he seeks redressal of grievance for eviction of encroachments, he is directed to file a petition before the competent authority, namely, the Tahsildar, Thuraiyur, Trichy District. Though the order was passed on 31.08.2014, as per the typed set of papers, after



lapse of one year, the petitioner has given a representation to the respondent only on 17.08.2016, which is seen in the typed set of papers at Page No.2 and even a lapse of one month, but without waiting, he has filed this Contempt petition on the allegation that the respondent has disobeyed the order of this Court dated 31.08.2014. In fact, this Court directed the petitioner to make representation to the Tahsildar, Thuraiyur only, whereas in the present representation, he has impleaded all the higher authorities of the Tahsildar, Thuraiyur. Hence, the contempt petition is not maintainable and the same is dismissed as premature one.

Sd/-

Assistant Registrar(Crl.Side)

/True Copy/

Sub Assistant Registrar

To
S.Renuka
Tahsildar
Thuraiyur Taluk
Trichy District.

+1 cc to the Spl.Govt.Pleader in SR No.58285

ORDER MADE IN
Cont.P(MD)No.1269 of 2016
30.09.2016

rr
anr/ss2/25.10.2016/2p/3c