



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.10.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

AND

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P.[MD].Nos.3302 of 2011 and 14762 of 2010

and

M.P.(MD)Nos.2, 3 of 2011, 2 and 3 of 2010

W.P.[MD].No.3302 of 2011:

The Sivakasi Anaithu

Samuthaya Vari Seluthuvor Sangam,

Sivakasi, by its President

: Petitioner

Vs.

- 1.The Principal Secretary and
Commissioner of Land Administration,
Ezhilagam, Chepauk,
Chennai-600 005.
- 2.The District Collector,
Virudhunagar District,
Virudhunagar.
- 3.The District Revenue Officer,
Virudhunagar District,
Virudhunagar.
- 4.The Revenue Divisional Officer,
Sivakasi,
Virudhunagar District.
- 5.The Tahsildar,
Sivakasi,
Virudhunagar District.
- 6.The Secretary,
Sivakasi Hindu Nadar Uravinmurai
Magamai Fund,
46, Thiruthangal Road,
Sivakasi-626 123,
Virudhunagar District.
- 7.The Trustee,
Sivakasi Arulmigu Bathrakaliamman Kovil,
Parasakthi Colony,
Sivakasi-626 123,
Virudhunagar District.



8. Tmt. S. Malarvizhi,
Special Officer/DRO,
Salem Co-op Sugar Mills Ltd.,
Mohanur, Namakal District.

9. The Commissioner,
Sivakasi Municipality,
Sivakasi.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order passed by the third respondent in proceedings in Na.Ka.B.4-43582-2007, dated 24.07.2008 and the consequential order passed by the first respondent in Rc.K1/15802/2009, dated 30.06.2010 and quash the same and to direct the respondents to restore the Vannankulam Oorani in T.S.No.24, Ward 'E', Block V, measuring an extent of 0.68 acres in Sivakasi Town, Virudhunagar District, as Oorani Poramboke in the revenue records.

For Petitioner : Mr.A.V.Arun

For Respondents 1to5&8: Mr.Aayiram K.Selvakumar,
Government Advocate

For Respondents 6&7 : Mr.Isaac Mohanlal,
Senior Counsel,
For Mr.Xavier Rajini

For Respondent No.9 : Mr.N.Dilip Kumar

W.P.[MD].No.14762 of 2010:

P.N.Deva : Petitioner
Vs.

1. The Principal Secretary and
Commissioner of Land Administration,
Ezhilagam, Chepauk,
Chennai-600 005.

2. The District Collector,
Virudhunagar District,
Virudhunagar.

3. The District Revenue Officer,
Virudhunagar District,
Virudhunagar.

4. The Revenue Divisional Officer,
Sivakasi,
Virudhunagar District.



5.The Tahsildar,
Sivakasi,
Virudhunagar District.

6.The Secretary,
Sivakasi Hindu Nadar Uravinmurai
Magamai Fund,
46, Thiruthangal Road,
Sivakasi-626 613, Virudhunagar District.

7.The Trustee,
Sivakasi Arulmigu Bathrakaliamman Kovil,
Parasakthi Colony,
Sivakasi-626 613,
Virudhunagar District.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order passed by the third respondent in proceedings in Na.Ka.B.4-43582-2007, dated 24.07.2008 and the consequential order passed by the first respondent in Rc.K1/15802/2009, dated 30.06.2010 and quash the same and to direct the respondents to restore the Vannankulam Oorani in Government Porampoke land in T.S.No.24, Ward 'E', Block V, measuring an extent of 0.68 acres in Sivakasi Town.

For Petitioner : Mr.Shaji Chellan

For Respondents 1to5 : Mr.Aayiram K.Selvakumar,
Government Advocate

For Respondents 6&7 : Mr.Isaac Mohanlal,
Senior Counsel,
For Mr.Xavier Rajini

C O M M O N O R D E R

[Order of the Court was made by **S.NAGAMUTHU, J.**]

After having argued the matter at length, the learned counsel for the petitioner in both the Writ Petitions submitted that they did not press these Writ Petitions, however, the petitioners should be given liberty to work out their remedies before the competent Civil Court. The same is recorded. Accordingly, these Writ Petitions are dismissed as not pressed. No costs. Consequently, the connected miscellaneous petitions are also dismissed.

Sd/-

Assistant Registrar(CS I)



To

1.The Principal Secretary and
Commissioner of Land Administration,
Ezhilagam, Chepauk,
Chennai-600 005.

2.The District Collector,
Virudhunagar District,
Virudhunagar.

3.The District Revenue Officer,
Virudhunagar District,
Virudhunagar.

4.The Revenue Divisional Officer,
Sivakasi,
Virudhunagar District.

5.The Tahsildar,
Sivakasi,
Virudhunagar District.

6.The Commissioner,
Sivakasi Municipality,
Sivakasi.

7.Tmt.S.Malarvizhi,
Special Officer/DRO,
Salem Co-op Sugar Mills Ltd.,
Mohanur, Namakal District.

+1 cc to Mr.N.Dilip Kumar, Advocate in SR No.61257

+2 cc to Mr.Xavier Rajini, Advocate in SR No.61803 & 61802

+1 cc to the Spl.Govt.Pleader in SR No.61623

+1 cc to Mr.L.Saji Chellam, Advocate in SR No.61225

Common Order made in
W.P.[MD].Nos.3302 of 2011 and 14762 of 2010
Dated: 18.10.2016

SML

ANR/EM-MPA/07.11.2016/4P/13C