

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 21.04.2017
CORAM
THE HON'BLE MS. INDIRA BANERJEE, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.SUNDAR
W.P.No.9795 of 2017

C.Munusamy

.. Petitioner

Vs.

1 The District Collector
Dharmapuri District.

2 The Tahsildar
Palacode Taluk
Dharmapuri.

3 Chinnapaiyan

4 Sakthivel

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing respondents 1 and 2 to consider the representation dated 08.02.2017 and evict respondents 3 and 4 from S.No.16/2 to an extent of 3.20 hectares at Periyannur Village and thereby restore the said land for the purpose of common pathway, house and graveyard within a stipulated time.

For Petitioner : Mr.V.Vasanthakumar

For Respondents : Mr.M.K.Subramanian
Government Pleader
for respondents 1 & 2

ORDER

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

This writ petition has been filed by the petitioner seeking a writ of mandamus directing respondents 1 and 2 to consider and pass suitable orders on petitioner's representation dated 08.02.2017.

2. Mr.M.K.Subramanian, learned Government Pleader accepts notice for respondents 1 and 2.

3. The third and fourth respondents are private respondents, who are alleged to have encroached upon S.No.16/2 measuring an extent of 3.20 hectares situated at Periyannur Village, Dharmapuri District, which was allotted for public purpose.

4. The office of the second respondent shall cause an inspection of the site in question i.e., Survey No.16/2 situated at Periyannur Village, Dharmapuri District, to be made within a fortnight from the date of receipt of copy of this order and if any encroachment is found, respondent Nos.1 and 2 shall take action in accordance with law, after giving notice to all concerned, particularly respondents 3 and 4 before us, and conclude the proceedings within a period of two months thereafter.

5. The writ petition, accordingly, stands disposed of. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

bbr/sasi

To:

1 The District Collector,
Dharmapuri District.

2 The Tahsildar,
Palacode Taluk,
Dharmapuri.

+1cc to Mr.V. Vasanthakumar, Advocate, S.R.No.24218
+1cc to the Government Pleader, S.R.No.24461

sai(CO)
md(27/04/2017)

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