

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.06.2017

CORAM:

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN
AND
THE HONOURABLE MR. JUSTICE M.SUNDAR

W.P.No.14948 of 2017

E.Periyasamy

... Petitioner

Vs

1. The District Collector
Salem.

2. The Tahsildar
Vazhapadi Taluk
Salem District.

3. Arumugam

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of mandamus directing the respondents 1 and 2 to remove the encroachments made by the 3rd respondent in Survey No.114/6 of Vellalkundam Village, Vazhapadi Taluk, Salem District, which is earmarked as river margin within the stipulated period to be fixed by this Court.

For Petitioner : Mr.R.Ezhilarasan

For R1 & R2 : Mr.R.Vijayakumar,
Additional Government Pleader

सत्यमेव जयते

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

This writ petition has been filed with a prayer seeking a mandamus to the official respondents, viz., the respondents 1 and 2, before us, to remove the alleged encroachment said to have been made by the 3rd respondent in Survey No.114/6, Vellalkundam Village, Vazhapadi Taluk, Salem District.

2. It is submitted by the writ petitioner that the alleged encroachment is near his property and therefore, he is aggrieved.

3. Mr.R.Vijayakumar, learned Additional Government Pleader accepts notice on behalf of the respondents 1 and 2 / official respondents.

4. The 2nd respondent shall cause an inspection of the property at Survey No.114/6, Vellalkundam Village, Vazhapadi Taluk, Salem District, to be made within a fortnight and if there is any encroachments, proceedings in accordance with law, shall be initiated after putting all concerned on notice, particularly, the private respondent, viz., the 3rd respondent herein before us. The said proceedings for removal of the encroachments, if any, in accordance with law, shall be concluded within a period of two months from the date of receipt of a copy of this order.

5. The writ petition stands disposed of with the above direction. No costs.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

AP

To

1. The District Collector
Salem.
2. The Tahsildar
Vazhapadi Taluk
Salem District.

+lcc to Mr.R.Ezhilarasan, Advocate, S.R.No.42965
+lcc to the Government Pleader, S.R.No.42824

सत्यमेव जयते

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SS(CO)
CA(04/07/2017)

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