

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2017

CORAM :

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

W.P.No.1983 of 2017
and
W.M.P.Nos.1984 to 1986 of 2017

A.Malick Basha

... Petitioner

Vs

1. The District Collector,
Vellore District,
Sathuvachari, Vellore.
2. The Municipal Commissioner,
Melvisharam Municipality,
Melvisharam, Wallajah Taluk,
Vellore District.
3. The Tahsildar,
Wallajah Taluk,
Vellore District.
4. Sampath Mastri
5. Sampath
6. Viswanathan

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorarified Mandamus to call for the records pertaining to the issue of the order in Proceedings bearing Na.Ka.No.1028/2016/F1 dated 13.10.2016 under Sections 182(1), 182(2), 186 and 313 of the Amended Tamil Nadu District Municipalities 1920 by the Municipal Commissioner, Melvisharam Municipality, Melvisharam, Wallajah Taluk, Vellore District, the second respondent and quash the same and direct the respondents 1 to 3 to measure the property comprised of land and building situated at Door No.2/2, M.G.R. Street comprised in Punja Survey No.284, Melvisharam village, Wallajah Taluk within the Sub Registration District of Arcot and within the Registration District of Arakonam and within Vellore District in

all measuring 1000 square feet more fully described in the scheduled appended to the writ petition.

For Petitioner : Mr.D.Ashok Kumar

For Respondents : Mr.M.K.Subramanian
Government Pleader
for R1 to R3

ORDER

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

We cannot find fault with the impugned order, where encroachment has been found on the pond bank after measurements were made in the presence of the parties, revenue department and the police by the Surveyor and the Firka Revenue Inspector. The petitioner has thus been asked to confine himself to his own patta land.

2. The writ petition is dismissed. No costs. Consequently, W.M.P.Nos.1984 to 1986 of 2017 are also dismissed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

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To

1. The District Collector,
Vellore District,
Sathuvachari, Vellore.
2. The Municipal Commissioner,
Melvisharam Municipality,
Melvisharam, Wallajah Taluk,
Vellore District.
3. The Tahsildar,
Wallajah Taluk,
Vellore District.

+1cc to the Government Pleader, S.R.No.5347

W.P.No.1983 of 2017

SK(CO)
CA(03/02/2017)