

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.02.2017

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR  
AND  
THE HON'BLE MR.JUSTICE M.GOVINDARAJ

W.P.No.7242 of 2016  
and WMP No.6440 of 2016

Dr.M.Rajan

.... Petitioner

vs.

1. The District Collector,  
Collectorate,  
Erode District.

2. State Bank of India,  
Authorised Officer,  
Chief Manager,  
Gobichettipalayam Branch,  
Erode District.

3. M/s.Greenbay Food Products Pvt. Ltd.  
61/2, Vaikkal Thottam,  
Kaliyankadu, T.N.Palayam,  
Gobichettipalayam Taluk,  
Erode District.

4. K.M.Magudeswaran

.... Respondents

WRIT Petition filed under Article 226 of the Constitution of India, to issue a Writ of certiorarified mandamus, calling for the records of the proceedings of the 1st respondent in Na.Ka. 16284/2014 dated 25.1.2016 and quash the same as illegal incompetent and ultravires and consequently direct the respondents 1 and 2 to hand over the physical possession of the property situated in Old S.F.No.349 R.S.F.No.395/3A (New Sub Division NO.395/3A3) Old Door No.22A & 22B New Door No.104 & 105 in Santhipalayam Village Gobichettipalayam admeasuring an extent of 1886 Sq.ft. of with building by appreciating the above stated facts

For Petitioner : Mr.Guruprasad  
For Respondents : Mr.K.V.Dhanapalan (for R1)  
Spl. Government Pleader  
Mr.Devaraj (for R2)  
Mr.K.Mohan Doss (for R3)  
Mr.G.Rajan (for R4)

ORDER

(Order of this Court was made by S.MANIKUMAR, J)

Mr.Guruprasad, learned counsel for the writ petitioner seeks permission to withdraw the writ petition with liberty to approach the competent forum, challenging the order impugned and he has made an endorsement to that effect.

2. Permission is granted. Writ petition is dismissed as withdrawn, granting liberty to the petitioner to approach the competent forum. The impugned order is dated 25.01.2016. Writ petitioner has approached this Court on 23.02.2016. If any challenge is made to the impugned proceedings, tribunal is directed to consider the time spent in this Court. No Costs. Consequently, the connected Writ Miscellaneous Petition is closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

The District Collector,  
Collectorate,  
Erode District.

+1 cc to Mr.M.Devaraj Advocate sr 10671  
+1 cc to Mr.M.Guruprasad Advocate sr 10809  
+1 cc to Government Pleader sr 11174

W.P.No.7242 of 2016

pvs (co)  
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