



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Dated : 01.09.2017

WEB COPY

CORAM :
THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P (MD) No.22590 of 2015
and
W.M.P. (MD) No.1 of 2015

Muthu ... Petitioner

Vs.

1.The District Collector,
Karur District, Karur.

2.The Tahsildar,
Taluk Office,
Kulithalai,
Karur District.

3.Pitchai ... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, forbearing the respondents from removing the trees standing in the bund of vaikkal in Survey No.97 of Thogamalai Village, Kulithalai Taluk, Karur District and converting the same as a pathway.

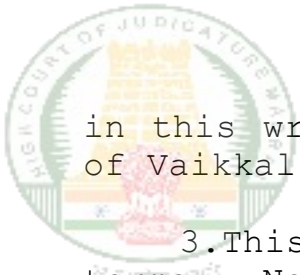
For Petitioner : Ms.J.Anandhavalli
For Respondents : Mr.T.S.Md. Mohideen,
AGP for RR1 and 2
Mr.T.M.Madasamy for R3

ORDER

(Order of the Court was made by **G.R.SWAMINATHAN, J.**)

The writ petitioner seeks to restrain the respondents from removing the trees standing in the bund of vaikkal in S.No.97 of Thogamalai Village, Kulithalai Taluk, Karur District.

2.When the case was taken up for hearing, the learned counsel for the petitioner submitted that the writ petitioner would not lay any claim on the trees in question. The respondents are restrained from removing the trees in question. When it is a policy of the Government to grow more trees, it is surprising that the authorities should even think of cutting and removing them. Of course, the writ petitioner cannot be permitted to commit any encroachment. If any such encroachment is noticed, the same is liable to be removed. We make it clear that the protection given



in this writ petition is only for the trees standing in the bund of Vaikkal in S.No.97 alone.

3.This writ petition is allowed is disposed on the above terms. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-I)

/True copy/

Sub Assistant Registrar

To

1.The District Collector,
Karur District, Karur.

2.The Tahsildar,
Taluk Office,
Kulithalai,
Karur District.

+1cc to Mr.J.ANANDAVALLI,Advocate,SR.76185

+1cc to M/S.Special Government Pleader,SR.76674

W.P (MD) No.22590 of 2015
and

W.M.P. (MD) No.1 of 2015
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ARUL/SKM

KK/SKN RSK/SAR 1/22.09.2017/ 2P- 5C