



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated: 26.07.2017

CORAM :

**THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
AND
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN**

W.P(MD)No.5340 of 2014

Perumal Gounder

... Petitioner

Vs.

1. The District Collector
Dindigul District,
Dindigul.

2. The Revenue Divisional Officer,
Dindigul
Dindigul District.

3. The Tahsildar,
Dindigul Taluk Office,
Dindigul.

4. The Inspector of Police,
Vadamadurai Police Station,
Vadamadurai,
Dindigul District.

5. Ayyammal

... Respondents

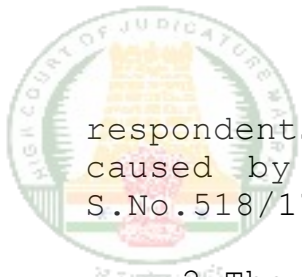
Prayer: Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, to direct the respondents 1 to 4 to remove encroachment in Old Survey No.518/2. New Survey No.518/17 situate at Periyakottai village, Dindigul District made by the 5th respondent and hand over the clear possession to the temple.

For Petitioner : Mr.G.Gomathi Sankar

For Respondents : Mr.M.Govindan, Spl. G.P. For RR1-4

Mr.C.Ramesh for Mr.V.Ragavachari for R5

O R D E R



respondents 1 to 4 to remove the encroachment stated to have been caused by the fifth respondent in respect of the property in S.No.518/17 situate at Periyakottai village, Dindigul District.

2.The property in question admittedly belongs to the temple. There is no question of directing the respondents 1 to 4 to remove the encroachment stated to have been put up by the fifth respondent in the temple property.

3.We therefore do not find any reason to issue a Mandamus as prayed for by the petitioner. It is open to the temple to initiate appropriate proceedings for eviction.

4.The writ petition is dismissed with the above observation. No costs.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1. The District Collector
Dindigul District,
Dindigul.
2. The Revenue Divisional Officer,
Dindigul
Dindigul District.
3. The Tahsildar,
Dindigul Taluk Office,
Dindigul.
4. The Inspector of Police,
Vadamadurai Police Station,
Vadamadurai,
Dindigul District.

+1 CC to M/s.V.RAGHAVACHARI, Advocate, SR No. 68138.
+1 CC to THE SPECIAL GOVERNMENT PLEADER, SR No. 68269.

ARUL/SKM
PSM/SKN-RSK/SAR3/16.08.2017/2P/7C

order made in
W.P(MD)No.5340 of 2014
26.07.2017