



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.07.2017

CORAM:

WEB COPY

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

W.P.[MD].No.11129 of 2017
and
W.M.P.(MD)No.8538 of 2017

V.Murugan : Petitioner

Vs.

- 1.The District Collector,
Theni District, Theni.
- 2.The Tahsildar,
Aandipatti Taluk, Theni District.
- 3.The Block Development Officer,
Aandipatti Union, Theni District.
- 4.Parimala : Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the second and third respondents to take appropriate action to remove the encroachment made by the fourth respondent in S.No.96/27 of Ramakrishnapuram Village, Aandipatti Taluk, Theni District and consequently direct the second and third respondents to forbear the fourth respondent from put up any construction in the public street in S.No.96/27 of Ramakrishnapuram Village by considering the petitioner's representation dated 07.06.2017 within a time frame as fixed by this Court.

For Petitioner : Mr.S.Sukumar

For Respondents 1 & 2: Mr.T.S.Mohamed Mohideen,
Additional Government Pleader

For Respondent No.3 : Mr.M.Rajarajan

For Respondent No.4 : No Appearance

O R D E R

[Order of the Court was made by K.K.SASIDHARAN, J.]

The petitioner has come up with this Writ Petition with an allegation that the fourth respondent is in unauthorized occupation of the Government land in Survey No.96/27, Ramakrishnapuram Village, Aandipatti Taluk, Theni District.



2. Even though, notice was served, there is no appearance on behalf of the fourth respondent.

3. We direct the Tahsildar, Aandipatti Taluk, Theni District, to consider and dispose of the representation submitted by the petitioner dated 07 June, 2017 on merits and as per law, after issuing notice to the fourth respondent. Such exercise shall be completed, within a period of four weeks from the date of receipt of a copy of this Order.

4. The Writ Petition is disposed of with the above direction. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar (CSIII)

/True Copy/

Sub-Assistant Registrar

To

1. The District Collector,
Theni District, Theni.

2. The Tahsildar,
Aandipatti Taluk,
Theni District.

3. The Block Development Officer,
Aandipatti Union, Theni District.

+One cc to The Special Government Pleader, SR.No.66598

+One cc to Mr.S.Sukumar, Advocate, SR.No.66715

SML/MYR
RL/6C/2P/SKN/RSK/SAR4/27/7/2017

Order made in
W.P.[MD].No.11129 of 2017