



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.07.2017

CORAM:

WEB COPY

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

W.P(MD)No.1323 of 2017 and
W.M.P(MD)No.1105 of 2017

Ummahuludhum

.. Petitioner

Vs.

The Executive Officer,
Selection Grade Town Panchayat,
Adirampattinam,
Pattukkottai, Thanjavur District.

.. Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari, to call for the records relating to the impugned order in Na.Ka.No.248 of 2016 A2 dated 09.01.2017 passed by the respondent herein and quash the same.

For petitioner : Mr.P.Vadivel
For Respondent : Mr.D.Muruganantham
Additional Government Pleader

O R D E R

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

The respondent passed an order of eviction against a dead person and served the order on the legal representatives. The order is under challenge at the instance of the legal representative.

2.Since the respondent has not given notice to the legal representatives of the deceased encroacher, the impugned order is liable to be set aside.

3. In the result the impugned order is set aside. The writ petition is allowed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(T&P)

/True Copy/



To:

The Executive Officer,
Selection Grade Town Panchayat,
Adirampattinam,
Pattukkottai,
Thanjavur District.

+ 1 CC TO Mr.P.VADIVEL, ADVOCATE IN SR No. 64927

RJ2/PSD/TSG

TE/KP/SAR-I : 17/07/2017 : 2P/3C

ORDER MADE in
W.P(MD)No.1323 of 2017 and
W.M.P(MD)No.1105 of 2017
12.07.2017