



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.09.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

and

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P (MD) No.15620 of 2017

WEB COPY

Jamal Mohamed

.. Petitioner

Vs.

1.The District Collector,
Trichy District,
Trichy.

2.The Tahsildar,
Marungapuri Taluk,
M.Kallupatti,
Trichy District.

3.The Executive Officer,
Ponnampatti Town Panchayat,
Thuvarankurichi,
Trichy District.

4.Jamal Mohamed.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents 1 to 3 to remove the encroachment made by the 4th respondent in the common lane situated at Town S.F.No.261/2, in New S.F.No.682/1 in Thuvarankurichi Town Panchayat, Marungapuri Taluk, Trichy District within in a time frame fixed by this Court.

For petitioner

: Mr.T.Vadivelan

For R1 & R2

: Mr.M.Govindan

Special Government Pleader.

For R3

: Mr.Karthick Raja

For Mr.Gunaseelan Muthaiah

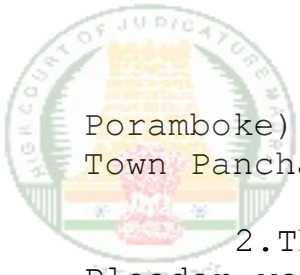
For R4

: Mr.B.Prahalad Ravi

O R D E R

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

The petitioner filed this writ petition to direct the 2nd respondent to remove the encroachment said to have been caused by the 4th respondent in respect of the Kali Natham (Government



Poramboke) in S.F.No.261/2, in New S.F.No.682/1 in Thuvarankurichi Town Panchayat, Marungapuri Taluk, Trichy District.

2.The materials produced by the learned Special Government Pleader would indicate that the land is classified as Kali Natham (Government Poramboke).

3.We, therefore, direct the second respondent to consider and dispose of the representation submitted by the petitioner on merits and as per law. Such exercise shall be completed within a period of three months from the date of receipt of a copy of this order.

4.We make it clear that in any case, there is an encroachment in respect of the land in S.F.No.261/2, in New S.F.No.682/1, action should be taken for removal of encroachment, whether it is by the petitioner or the 4th respondent or anybody else of course by giving them opportunity to state their case.

5.This writ petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar (P&A)

/True copy/

Sub Assistant Registrar

To:

1.The District Collector,
Trichy District,
Trichy.

2.The Tahsildar,
Marungapuri Taluk,
M.Kallupatti,
Trichy District.

3.The Executive Officer,
Ponnampatti Town Panchayat,
Thuvarankurichi,
Trichy District.

+1cc to Mr.B.PRAHALAD RAVI, Advocate, SR. 76532

+1cc to M/S.Special Government Pleader, SR. 77299

+1cc to Mr.T.VADIVELAN, Advocate, SR. 76526

W.P (MD) No.15620 of 2017
05.09.2017

MM/NS

KK/MR KKR/SAR 1/26.09.2017/ 2P- 7C/