



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: 19.07.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN  
AND

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD)No.2088 of 2017

and

W.M.P (MD)No.1740 of 2017

Mohamed Haniba

.. Petitioner

Vs.

1.The District Collector,  
Dindigul,  
Dindigul District.

2.The District Revenue Officer,  
Palani,  
Dindigul District.

3.The Thasildar,  
Vedasandur Taluk,  
Dindigul District.

4.The Executive Officer,  
Ayyallur Town Panchayat Office,  
Ayyalur,  
Vedasandur Taluk,  
Dindigul District.

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

.. Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the fourth respondent to remove the encroachment and commercial complex made in my lands in S.No.935/1B9 to an extent 6 cents situated at Ayyalure Village, Vedasandur Taluk, Dindigul District and further directed to the third respondent to measure the petitioner's land and handover to the petitioner on the basis of the representation dated 27.12.2016.

For petitioner  
For Respondents

: Mr.G.Gomathi Sankar  
: Mr.T.S.Mohammed Mohideen  
Additional Government Pleader  
for R-1 to 3 and R-5

**O R D E R**

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

WEB COPY The petitioner filed this writ petition to direct the respondents 1 to 3 to remove the encroachment stated to have been made by the fourth respondent in his patta land in S.No.935/1B9, situated at Ayylure Village, Vedasandur Taluk, Dindigul District.

2. There is no question of issuance of the Writ of Mandamus to remove the building stated to have been constructed by the fourth respondent in his land. We make it clear that the petitioner has to establish his right by approaching the appropriate civil Court.

3. The writ petition is disposed of with the above observation. No costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/-

ASSISTANT REGISTRAR (CS-I)

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To

1.The District Collector,  
Dindigul,Dindigul District.

2.The District Revenue Officer,  
Palani,Dindigul District.

3.The Thasildar,  
Vedasandur Taluk,Dindigul District.

4.The Executive Officer,  
Ayyallur Town Panchayat Office,  
Ayyalur, Vedasandur Taluk,Dindigul District.

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

+1 CC TO MR.G.GOMATHI SANKAR, ADVOCATE, SR NO.66459

+1 CC TO SPECIAL GOVERNMENT PLEADER SR NO.66981

sm/ss1

MAS/SKN-RSK/SAR1:01.08.2017:2P-8C