



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.09.2017

CORAM :

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

AND

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P (MD) No.10839 of 2016

and

W.M.P (MD) No.8409 & 8410 of 2016

A.Amanullah

... Petitioner

Vs.

1. The District Collector,
Sivagangai District, Sivagangai.

2. The Revenue Divisional Officer,
Devakottai, Sivagangai District.

3. The Tahsildar, Tirupathur Taluk,
Sivagangai District.

4. S.Tajudeen

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorari to call for the records pertaining to the impugned notice dated 13.06.2016 and the consequential impugned order in Na.Ka.A5/9411/2011, dated 13.06.2016 on the file of the third respondent and quash the same as illegal.

For Petitioner : Mr.T.Lajapathi Roy
For Respondents : Mr.T.S.Md.Mohideen,
Addl.Govt.Pleader for RR1 to 3
Mr.C.S.Ravichandran for R4

O R D E R

(Order of the Court was made by G.R.SWAMINATHAN, J.)

The writ petitioner challenges the notice dated 13.06.2016 as well as the consequential eviction order issued on the same date. It is seen that the eviction order has been passed without hearing the writ petitioner. The orders have been passed in a cyclostyle format.

2.We therefore quash the same. The matter is remitted to the file of the third respondent with liberty to pass fresh orders in accordance with law.



3.The writ petition is disposed of with the above observation and direction. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-III)

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/True Copy/

Sub Assistant Registrar

To

1.The District Collector,
Sivagangai District, Sivagangai.

2.The Revenue Divisional Officer,
Devakottai, Sivagangai District.

3.The Tahsildar, Tirupathur Taluk,
Sivagangai District.

+1cc to Mr.C.S.Ravichandran, Advocate Sr.No.77793

+1cc to Mr.T.Lajapathi Roy Advocate Sr.No.77761

+1cc to Spl.Government Pleader Sr.No. 78004

Skm / Arul

VB/KK/SAR1/2P/06/10/2017/2P/7C

W.P(MD)No.10839 of 2016
08.09.2017