



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 25.04.2017
CORAM:

THE HONOURABLE MR.JUSTICE A.SELVAM
and
THE HONOURABLE MR.JUSTICE N.AUTHINATHAN

W.P(MD)No.7593 of 2017

K.Dhanuskodi

.. Petitioner

Vs.

- 1.The District Collector,
Madurai District.
- 2.The Assistant Engineer,
PWD, Periyar Channel Division,
Madurai District.
- 3.The Tashildar,
Vadipatti, Madurai District.
- 4.The Deputy Superintendent of Police,
Samayanalur Division,
Madurai District.
- 5.The Inspector of Police,
Allanganallur Police Station,
Madurai District.

6.Thangam

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, to direct the respondent Nos.4 & 5 to provide police protection from the life threat made by the encroacher preventing the petitioner from cutting and removing the Juliflora trees as per the cutting order given by the respondent Nos.2 & 3 by considering his representation dated 30.03.2017.

For Petitioner : Mr.R.Gandhi

For RR 1 to 5 : Mr.T.S.Mohammed Mohideen,
Additional Government Pleader.

For R - 6 : Mr.M.Jegadeesh Pandian

**ORDER**

[Order of the Court was made by **A.SELVAM, J.**]

This Writ Petition has been filed under Article 226 of the Constitution of India praying to direct the respondents 4 and 5 to provide police protection at the time of removing Prosopis Juliflora trees mentioned in the petition, by way of issuing a Writ of Mandamus.

2.The learned counsel appearing for the petitioner has contended to the effect that the second respondent has issued a cutting order in favour of the petitioner. But the sixth respondent has caused threat to the petitioner. Under the said circumstances, the present Writ Petition has been filed.

3.It is seen from the records that on 30.03.2017, the petitioner has given a complaint to the respondents 4 and 5.

4.It is an admitted fact that Prosopis Juliflora trees are in existence in Odai poramboke.

5.The main contention putforth on the side of the petitioner is that the second respondent has given cutting order in favour of the petitioner.

6.Considering the aforesaid factual aspects, this Court is inclined to pass the following order.

7.In fine, both the petitioner and the sixth respondent are directed to give representation to the third respondent. After receipt of the same, the third respondent is directed to dispose of the same within a period of fifteen days.

8.With the above observation, this Writ Petition is disposed of. No costs.

Sd/-
Assistant Registrar(C)

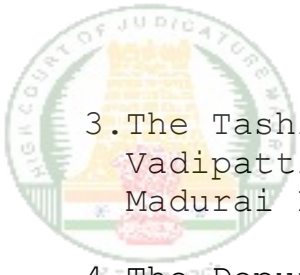
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Sub Assistant Registrar

To

1.The District Collector,
Madurai District.

2.The Assistant Engineer,
Public Works Department, Channel Division,
Madurai District.



3.The Tashildar,
Vadipatti,
Madurai District.

4.The Deputy Superintendent of Police,
Samayanalur Division,
Madurai District.

5.The Inspector of Police,
Allanganallur Police Station,
Madurai District.

+1cc to Mr.M.Jegadeesh Pandian, Advocate in SR.No:53894

+1cc to Mr.R.Gandhi, Advocate in SR.No:53778

+1cc to Special Government Pleader in SR.No:54683

Ps

AE/JC/SAR2/28.04.2017/3P/9C

**ORDER MADE IN
W.P (MD) No. 7593 of 2017
25.04.2017**