



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: 05.07.2017  
CORAM:

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

W.P(MD)No.10981 of 2013  
and  
M.P.(MD)No.1 of 2013

R.Krishnakumar .. Petitioner  
Vs.

1.The District Collector,  
Dindigul District,  
Dindigul.

2.Palani Municipality  
Rep. By its Commissioner,  
Palani, Dindigul District.

.. Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents not to encroach the petitioner's property in Survey No.4B2 & 5B2B at Sathya Nagar, Palani Taluk, Dindigul District to an extent of 2347sq.ft without due process of law.

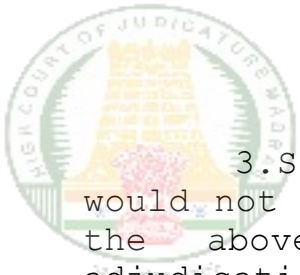
|                |                               |
|----------------|-------------------------------|
| For petitioner | : Mr.Ananth C.Rajesh          |
| For R1         | : Mr.T.S.Mohamed Mohideen     |
|                | Additional Government Pleader |
| For R2         | : Mr.G.Arjunan                |
|                | Standing Counsel              |

### **O R D E R**

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

The petitioner has filed the writ petition directing the respondents not to encroach upon his property in Survey Nos.4B2 & 5B2B at Sathya Nagar, Palani Taluk, Dindigul District to an extent of 2347sq.ft or evicting him without due process of law.

2.Mr.G.Arjunan, learned standing counsel for the second respondent on instruction submitted that Palani Municipality has no intention to encroach upon the patta land of the petitioner in Survey No.4B2 and 5B2B at Sathya Nagar, Palani Taluk, Dindigul District. The said submission is recorded.



3. Since the second respondent has made it clear that they would not encroach upon the patta land owned by the petitioner in the above referred survey number, nothing survives for adjudication.

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

Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To:

1. The District Collector,  
Dindigul District, Dindigul.

2. Palani Municipality  
Rep. By its Commissioner,  
Palani, Dindigul District.

+1cc to M/S.G.Arjunan, Advocate SR.No. 64084  
+1cc to M/S.Ananth C.Rajesh, Advocate SR.No. 63885  
+1cc to Special Government Pleader, SR.No. 63991

ORDER MADE IN  
W.P (MD) No. 10981 of 2013  
and  
M.P. (MD) No. 1 of 2013  
05.07.2017

RJ2/PSD  
JM/MR KKR/SAR 3/17.07.2017/2P/6C