



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE **K.K.SASIDHARAN**

and

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

W.P(MD)No.13389 of 2013

and

M.P(MD)No.1 of 2013

Rakkammal

.. Petitioner

Vs.

1.The District Collector,
Dindigul District.

2.The Assistant Engineer, Highways,
Dindigul.

3.The Executive Officer,
Batlagundu town Panchayat,
Batlagundu,
Dindigul District.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, forbearing respondents from interfering with the petitioner peaceful possession and enjoyment of the property Survey No.396/A1 situated at, 38-B, Kamarajapuram Batlagundu, Dindigul District.

For petitioner : Mr.A.N.Ramanathan

For Respondents : Mr.M.Govindan
Special Government Pleader.

ORDER

[Order of the Court was made by **G.R.SWAMINATHAN, J.**]

The writ petitioner seeks a direction for restraining the respondents from interfering with her possession and enjoyment of the property in question comprised in Survey No.396/1 situated at 38-B, Kamarajapuram Batlagundu, Dindigul District.

2. This Court cannot give such a blanket relief as sought for by the writ petitioner. If the authorities are of the view that the writ petitioner has committed an act of encroachment, it is open to them to remove her by following due process of law. However, the respondents cannot evict the petitioner without issuing prior notice and affording due opportunity.



3.The writ petition is accordingly disposed of. No costs.
Cosequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar

To:

- 1.The District Collector,
Dindigul District.
- 2.The Assistant Engineer,
Highways,
Dindigul.
- 3.The Executive Officer,
Batlagundu town Panchayat,
Batlagundu,
Dindigul District.

+1cc to THE SPECIAL GOVERNMENT PLEADER in SR. No.70985

+1cc to Mr.AN.RAMANATHAN Advocate in SR. No.71159

PAD

JS/KP/SAR.1/31.08.2017/2P-6C

ORDER MADE IN
W.P(MD)No.13389 of 2013
and
M.P(MD)No.1 of 2013
04.08.2017