



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.07.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

AND

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. [MD] .No.18261 of 2013

and

M.P. (MD) No.1 of 2013

M.Ramachandran

: Petitioner

Vs.

1. The District Collector,
Ramanathapuram.

2. The Commissioner,
Paramakudi Municipality,
Paramakudi.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, forbearing the respondents from demolishing the dwelling house of the petitioner at D.No.6,8/105, Bagavathsing Road, Kaliasman Kovil Backside, Paramakudi, Ramanathapuram District and further direct the respondent to adopt due process of Law while handling the petitioner as an encroacher.

For Petitioner : Mr.B.Saravanan

For Respondent No.1: Mr.T.S.Mohamed Mohideen,
Additional Government Pleader

For Respondent No.2 : No Appearance

O R D E R

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

The petitioner is stated to be in possession of the property in D.No.6,8/105, Bagavathsing Road, Kaliasman Kovil Backside, Paramakudi, Ramanathapuram District. Since there is a move to evict him, the petitioner is before this Court.

2. There is nothing on record to show that the respondents have initiated action against the petitioner. Even if the petitioner is an encroacher, still he is entitled to notice before passing orders of eviction.



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

Sd/-

Assistant Registrar(Crl Side)

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/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Ramanathapuram.

+1cc to Spl.Government Pleader Sr.No.64430

SML/MYR

VB/JC/SAR1/18.07.2017/2P/3C

**Order made in
W.P. [MD] .No.18261 of 2013
06.07.2017**