



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

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W.P(MD) Nos.2133 of 2013 and 7518 of 2014
and M.P. (MD) Nos.1/2013 & 1/2014

Tamilnadu Panai Thozhilalar Sangham,
Rep. By its Deputy General Secretary,
Mr.S.Haribhakaran,
2/88, Katheriammal Street,
Anthoniarpuram, Korampallam (PO)-628 008
Thoothukudi District.

... Petitioner in W.P.(MD) No.
2133/2013

I.Israel Thangaraj

... Petitioner in W.P.(MD) No.
7518/2014

-vs-

1. The District Collector,
Thoothukudi District,
Thoothukudi-628 001.
2. The Managing Director,
State Industrial Promotion Corporation of Tamilnadu (SIPCOT),
Lakshmipathy Rukmani Road,
Chennai-600 008.
3. The Revenue Divisional Officer,
Kovilpatti, Thoothukudi District.
4. The Tashildhar,
Vilathikulam Taluk,
Vilathikulam, Thoothukudi District. ... Common Respondents

Prayer in W.P.(MD) No.2133/2013: Petition filed under Article 226 of the Constitution of India, to issue a writ of Mandamus, directing the respondents Nos. 1, 3 and 4 and also their personnel or hired employees/workmen not to conduct any unauthorized survey covered under Survey No.179/1 in Kulathur Revenue Village, Vilathikulam Taluk, Thoothukudi District on the basis of the petitioner association's representations dated 25.06.2012 and 03.12.2012.

Prayer in W.P.(MD) No.7518/2014: Petition filed under Article 226 of the Constitution of India, to issue a writ of Mandamus or any other appropriate writ or order or direction in the nature of writ directing the respondents and also their personnel or hired employees/workmen not to conduct any unauthorized survey covered under Survey Nos.40/2B2B, 40/3A, 40/3B, 40/3C, 41/1B, 41/2A1, 2A2, 2B, 2C1, 2C2, 2D, 49/2A, 51, 52/1A, 52/1B, 52/2, 53/1, 53/2, 54/1, 54/2B, 103, 104/5, 104/6A, 104/6B, 105/2, 105/3, 106/1, 137 in Chettaimallanpatti Village, Srivaikundam Taluk, Tuticorin District.

For Petitioners

... Mr.D.Gurusamy



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For R1, R3 & R4

For R2

(in W.P.(MD) No.2133/2013)

Mr.M.Saravanakumar

(in W.P.(MD) No.7518/2014)

... Mr.S.Kumar

Addl. Govt. Pleader

... Mr.N.Adithya Vijayalayan

C O M M O N O R D E R

These writ petitions have been filed, seeking to direct the respondents Nos. 1, 3 and 4 and their personnel or hired employees/workmen not to conduct any unauthorized survey covered under Survey No.179/1 in Kulathur Revenue Village, Vilathikulam Taluk, Thoothukudi District on the basis of the petitioner association's representations dated 25.06.2012 and 03.12.2012 and also in respect of Survey Nos.40/2B2B, 40/3A, 40/3B, 40/3C, 41/1B, 41/2A1, 2A2, 2B, 2C1, 2C2, 2D, 49/2A, 51, 52/1A, 52/1B, 52/2, 53/1, 53/2, 54/1, 54/2B, 103, 104/5, 104/6A, 104/6B, 105/2, 105/3, 106/1, 137 in Chettaimallanpatti Village, Srivaikundam Taluk, Tuticorin District

2. Heard the learned counsel on either side.

3. These writ petitions have arisen pursuant to the reply received under the Right to Information Act, wherein it has been stated that there is a proposal to acquire the land, but the said proposal has not yet attained any finality and therefore, based on the apprehension of the petitioners, no order can be passed in these writ petitions.

4. Hence, these writ petitions are disposed of, leaving it open to the petitioners to approach this Court, after due notification of the acquisition proceedings in formal. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(AE)

/True Copy/

Sub-Assistant Registrar

To:

1. The District Collector,
Thoothukudi District,
Thoothukudi-628 001.

2. The Managing Director,
State Industrial Promotion Corporation of Tamilnadu (SIPCOT),
Lakshmipathy Rukmani Road,
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3. The Revenue Divisional Officer,
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4. The Tashildhar,
Vilathikulam Taluk,
Vilathikulam, Thoothukudi District.

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+One cc to The Special Government Pleader, SR.No.70610

+One cc to M/s.N.Adithiya Vijayalayan, Advocate, SR.No.69928

+One cc to Mr.D.Gurusamy, Advocate, SR.No.69538

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RL/8C/3P/SKN/RSK/SAR1/10/8/2017

W.P(MD) Nos.2133 of 2013 and 7518 of 2014

02.08.2017