

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.02.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.VENUGOPAL
AND
THE HONOURABLE MR. JUSTICE S.VAIDYANATHAN

W.P.No.27495 of 2017 and
WMP.Nos.29388, 29389 and 35277 of 2017

P.Arumugam

... Petitioner

vs.

1. The Commissioner of Land Administration,
Chepauk, Chennai 600 005.
2. The District Collector,
Salem District, Salem.
3. The District Revenue Officer,
Salem.
4. The Revenue Divisional officer,
Mettur Dam, Salem District.
5. The Tahsildar,
Mettur Taluk,
Salem District.
6. The Revenue Inspector,
Mettur,
Salem District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Certiorari, calling for the records pertaining to the (i) impugned notice dated 22.09.2017 issued under Section 7 of Tamil Nadu Encroachments Act by the 6th Respondent and (ii) Notice dated 16.10.2017 in Na.Ka.No.6427/2017/P5 issued under Section 6 of Tamil Nadu Encroachments Act, by the 5th Respondent against the Petitioner in respect of his property having an extent of 1.35 Acres, comprised in current New Town Survey No.7/74, Old Town Survey No.7/1, in Block No.9, Ward-B, Mettur Town, Salem District and quash the same.

For Petitioner : Mr.P.Rajavel,
for Mr.R.Neelakandan

For Respondents : Mr.R.Udaya Kumar,
Additional Government Pleader

O R D E R

(Order of the Court was made by M.VENUGOPAL,J.)

Today, Learned Counsel representing the Petitioner has made an endorsement in the Writ Petition to the following effect:

"To withdraw W.P.No.27495 of 2017 with liberty to file Appeal before the 2nd Respondent."

2. Recording the aforesaid fact and the endorsement so made, this Writ Petition is dismissed as withdrawn with liberty to the Petitioner to prefer an Appeal before the competent authority within 15 days from today, failing which, it is open to the Official Respondents to take further action pursuant to the impugned notice dated 16.10.2017 issued under Section 6 of Tamil Nadu Encroachments Act (Act III of 1905). No costs. Consequently, connected W.M.P.Nos.29388 and 29389 of 2017 and W.M.P.No.35277 of 2017 are closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

To:

1. The Commissioner of Land Administration,
Chepauk, Chennai 600 005.
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Salem District, Salem.
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Mettur Taluk,
Salem District.
6. The Revenue Inspector,
Mettur, Salem District.

+1cc to Mr.R.Neelakandan, Advocate Sr.No.12211

GMR (CO)

sm:19.2.2018

W.P.No.27495 of 2017