



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Twenty Sixth day of September Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.M.SUNDRESH
and
The Hon`ble Mr.Justice N.SATHISH KUMAR

REV.APLW(MD) No.43 of 2018

1 R.ANBAZHAGAN
2 A.AMSAVALLI
3 N.RAJAKUMARI

... REVIEW PETITIONERS/3rd PARTY

Vs

1 R.GAJENDRAN

... 1st RESPONDENT/WRIT PETITIONER

2 THE DISTRICT COLLECTOR,
THANJAVUR DISTRICT, THANJAVUR.

3 THE DISTRICT REVENUE OFFICER,
THANJAVUR DISTRICT, THANJAVUR.

4 THE EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT ,
(WATER RESOURCES DEPARTMENT) ,
VENNAR BASIN DIVISION,
THANJAVUR DISTRICT.

5 THE REVENUE DIVISIONAL OFFICER,
THANJAVUR DISTRICT, THANJAVUR.

6 THE TAHSILDAR,
PUTHALLUR TALUK, THANJAVUR DISTRICT.

7 THE BLOCK DEVELOPMENT OFFICER,
THIRUVAIYAR TALUK, THANJAVUR DISTRICT.

8 THE ASSITANT EXECUTIVE ENGINEER,
VENNAR BASIN DIVISION, THANJAVUR ,
THANJAVUR DISTRICT.

... RESPONDENTS 2 to 8/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to set aside the order passed in W.P.No.17868 of 2018 dated 11/08/2018 by allowing the review application and thereby dismissing the writ petition.

Prayer in WP(MD). 17868/ 2018 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue Writ of Mandamus direct the respondents to remove the encroachment in Putharayanallur Kanmani having extent of 82.10 acres situated in S.No.174A/1, at Putharayanallur Village, Pudhalur Taluk, Thanjavur District, within the time stipulated by this Court on considering the Petitioners representation dated 25.10.2017.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.AR.L.SUNDARESAN, Senior Counsel for MR.A.SIVASUBRAMANIAN, Advocate for the petitioner and of MR.A.K.BASKARAPANDIAN, Special Government Pleader for R2 to R8, the court made the following order:-

Learned Senior Counsel appearing for the petitioners submit that the land in question is a private land and petitioners were not heard at the time of passing the order.

Mr.A.K.Baskara Pandian, learned Special Government Pleader takes notice for respondents 2 to 8 and he is directed to instruct the officials not to proceed further.

Notice to 1st respondent returnable by 11.10.2018. Private notice is also permitted.

sd/-

26/09/2018

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 THE DISTRICT COLLECTOR,
THANJAVUR DISTRICT, THANJAVUR.

2 THE DISTRICT REVENUE OFFICER,
THANJAVUR DISTRICT, THANJAVUR.

3 THE EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT ,
(WATER RESOURCES DEPARTMENT),
VENNAR BASIN DIVISION,
THANJAVUR DISTRICT.

4 THE REVENUE DIVISIONAL OFFICER,
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7 THE ASSISTANT EXECUTIVE ENGINEER,
VENNAR BASIN DIVISION, THANJAVUR ,
THANJAVUR DISTRICT.

+1. C.C. to M/S.A.SIVASUBRAMANIAN Advocate SR.No.18475

ORDER
IN
REV.APLW(MD) No.43 of 2018
Date :26/09/2018

JM/MMS/SAR 4/01.10.2018/3P/9C