



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.10.2018

CORAM:

THE HONOURABLE MR.JUSTICE T.RAJA

AND

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P (MD) No.20844 of 2018

M.Senthilkumar

... Petitioner

Vs.

1.The District Collector,
Dindigul District.

2.The Tahsildar,
Nilakottai Taluk Office,
Dindigul District.

3.The Inspector of Police,
Viru Veedu Police Station,
Dindigul District.

4.Malaichamy

5.Chandran

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying for issuance of a writ of Mandamus to direct the respondents 1 and 2 herein to remove the encroachments made by the respondents 4 and 5 in the Government Nilaviyal Vandipathai comprised in S.Nos.239/1 B and 239/2 situated at Viru Veedu Village, Nilakottai Taluk, Dindigul District with the protection from the third respondent police within the time stipulated by this Court.

For Petitioner

: Mr.R.Suresh Kumar

For Respondents

: Mr.K.Chellapandian
Additional Advocate General
assisted by
Mr.V.Anand
Government Advocate
for R.1 to R.3

* * * * *

**ORDER**

[Order of the Court was made by **T. RAJA, J.**]

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This writ petition has been filed seeking a writ of Mandamus to direct the respondents 1 and 2 herein to remove the encroachments made by the respondents 4 and 5 in the Government Nilaviyal Vandipathai comprised in S.Nos.239/1 B and 239/2 situated at Viru Veedu Village, Nilakottai Taluk, Dindigul District with the protection from the third respondent police within the time stipulated by this Court.

2. By consent, the writ petition is taken up for final disposal.

3. Heard the learned Counsel for the parties.

4. Mr.K.Chellapandian, learned Additional Advocate General assisted by Mr.V.Anand, learned Government Advocate appearing for the respondents 1 to 3, producing the copies of photographs showing the removal of alleged encroachments, submitted that the alleged encroachments have been removed and the encroachers including the petitioner have been warned with heavy instructions that if they repeat the encroachments on the same place, they will be prosecuted criminally. The said submission is placed on record.

5. In view of the above, this writ petition is dismissed as infructuous. However, liberty is given to the petitioner to work out his remedy in accordance with law as and when encroachments are made. No costs.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar (CS-IV)

To

1.The District Collector,
Dindigul District.

2.The Tahsildar,
Nilakottai Taluk Office,
Dindigul District.



3.The Inspector of Police,
Viru Veedu Police Station,
Dindigul District.

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+1 CC To MR.R.SURESH KUMAR, Advocate SR. NO. 90087
+1 CC TO The Special Government Pleader SR.NO. 90201

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RSB

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