

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.07.2019

CORAM

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.No.7934 of 2019

R.Perumal

.. Petitioner

Vs

- 1 The District Collector
District Collectorate Office
Namakkal District.
- 2 The District Revenue Officer
District Collectorate Office
Namakkal District.
- 3 The Revenue Divisional Officer
Namakkal District.
- 4 The Tasildhar
Senthamangalam
Namakkal District.
- 5 The Block Development Officer
Erumapatti, Namakkal District.
- 6 The District Adidravidar and Tribal Welfare Officer
District Collectorate Office
Namakkal District.
- 7 Ramasamy

.. Respondents

PRAYER:

Petition under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the sixth respondent to take appropriate steps to acquire the lands for the pathway of the burial ground in S.No.156/2, Pazhapalayam Post, Sethamangalam Taluk, Namakkal District and also direct respondents 1 to 5 to remove the encroachments made by 7th respondent in S.No.156/2, Pazhapalayam Post, Sethamangalam Taluk, Namakkal District.

For Petitioner : Mr.G.Mohammed Aseef

For Respondents : Mr.S.N.Parthasarathi
Government Advocate
for respondents 1 to 6

No appearance
for 7th respondent

ORDER

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

The petitioner has filed the above writ petition to issue a writ of mandamus directing the sixth respondent to take appropriate steps to acquire the lands for the pathway of the burial ground in S.No.156/2, Pazhapalayam Post, Sethamangalam Taluk, Namakkal District and also direct respondents 1 to 5 to remove the encroachments made by seventh respondent in the said survey number.

2. The sixth respondent filed a counter wherein it has been stated that the official respondents are taking steps to acquire the lands in Survey Nos.156/1A and 1B measuring an extent of 0.02.5 acres for formation of an approach road. Further, the sixth respondent has stated that the seventh respondent filed civil suit in O.S.No.138 of 2015 on the file of the District Munsif Court, Namakkal and the same is pending. That apart, the sixth respondent has stated that after getting over the hurdles, the official respondents would initiate acquisition proceedings for the formation of the road.

3. In view of the categorical statement made by the sixth respondent to the effect that they would acquire the lands for formation of the road, no further direction need be issued to the official respondents. Accordingly, the writ petition is closed. No costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To:

- 1 The District Collector
District Collector Office
Namakkal District.
- 2 The District Revenue Officer
District Collector Office
Namakkal District.
- 3 The Revenue Divisional Officer
Namakkal District.
- 4 The Tasildhar
Senthamangalam
Namakkal District.
- 5 The Block Development Officer
Erumapatti, Namakkal District.
- 6 The District Adidravidar and Tribal Welfare Officer
District Collector Office
Namakkal District.

+1cc to Mr.S.Kalyanaraman, Advocate, S.R.No.65702
+1cc to Mr.G.Mohammed Aseef, Advocate, S.R.No.65865
+1cc to the Government Pleader, S.R.No.65475

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SV(CO)
CS/10/09/2019



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