

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.07.2019

CORAM

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

W.P.No.17055 of 2019

K.Sait, S/o.S.Kalith
Rep. by President
The Ootacamund Khabrashthan Committee
Sunnath/Jamath Federation
Masjid Building, Eduljee Street
Ootacamund - 643001. .. Petitioner

Vs

- 1 The District Collector
Collector Building
Udhagamandalam
Nilgiris District - 643 001.
- 2 The Commissioner
Udhagamandalam Municipality
Udhagai.
- 3 The Tahsildar
Udhagamandalam Taluk
Udhagamandalam. .. Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to forthwith remove the encroachment in Old Survey No.513, New Survey No.H6/66, Udhagamandalam (East), Udhagamandalam Taluk, Nilgiris District by considering the representations of the petitioner dated 07/02/2019 and 10/06/2019.

For Petitioner : Mr.T.Balaji

For Respondents : Mr.S.N.Parthasarathi
Government Advocate
for respondents 1 and 3
Mr.P.Srinivas
for 2nd respondent

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

Heard Mr.T.Balaji, learned counsel for the petitioner; Mr.S.N.Parthasarathi, learned Government Advocate for respondents 1 and 3, and Mr.P.Srinivas, learned counsel for the second respondent.

2. The case of the petitioner is that there is encroachment in Old Survey No.513, New Survey No.H6/66, Udhagamandalam (East), Udhagamandalam Taluk, Nilgiris District. Hence, the petitioner preferred representations dated 7.2.2019 and 10.6.2019 to the respondent authorities praying for removal of the said encroachment.

3. It is an admitted fact that the encroachment has been removed.

In view of the above, the writ petition has become infructuous and the same is disposed of as such. No costs.

Sd/-

Assistant Registrar (Insp.Cell)

//True Copy//

Sub Assistant Registrar

sasi
To:

- 1 The District Collector
Collector Building
Udhagamandalam
Nilgiris District - 643 001.
- 2 The Commissioner
Udhagamanddalem Municipality
Udhagai.
- 3 The Tahsildar
Udhagamandalam Taluk
Udhagamandalam.

+1 cc to Mr.A.Thiyagarajan, Advocate, S.R.No.63144
+1 cc to M/s.P.Srinivas, Advocate, S.R.No.63870
+1 cc to the Special Government Pleader, S.R.No.63859

W.P.No.17055 of 2019

NR(CO)
SSM(14/08/2019).