

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.06.2019

CORAM :

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE

AND

The HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P. No.18098 of 2019 and
W.M.P.Nos.17472 & 17476 of 2019

D.Anandha Kumar @ Saravana Kumar .. Petitioner

v.

1 The District Collector
Nilgiris District,
Nilgiris.

2 The Tahsildar
Coonoor Taluk,
Coonoor - Nilgiris District.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue of Writ of Certiorarified Mandamus, calling for the records comprised in the proceedings of the 1st respondent bearing RC U2 No.3565/2019, dated 08.03.2019 and quash the same and consequently forbear the respondents from in any manner disturbing the peaceful possession and enjoyment of the property situate in Survey No.B/59/4 measuring about 0.00.16 Hectares situate in Coonoor.

For Petitioner : Mr.T.T.Ravichandran

For Respondents : Mr.V.Jayaprakash Narayanan
Government Pleader (i/c)

ORDER

(ORDER OF THE COURT WAS MADE BY M.DURAI SWAMY, J.)

The petitioner has filed the above Writ Petition challenging the order passed by the 1st respondent, the District Collector, under Section 10 of the Tamil Nadu Land Encroachment Act, 1905.

2. Admittedly, the petitioner got remedy by way of a Revision before the Government under Section 10-A of the Act.

The petitioner, without exhausting the revisional remedy, has approached this Court by way of the Writ Petition, which we are not inclined to entertain. However, it is open to the petitioner to challenge the order passed by the District Collector before the State Government under Section 10-A of the Tamil Nadu Land Encroachment Act.

3. In view of the reasons stated above, the Writ Petition is dismissed. No costs. Consequently, the connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS VII)

//True Copy//

Sub Assistant Registrar

Rj

To

1 The District Collector
Nilgiris District,
Nilgiris.

2 The Tahsildar
Coonoor Taluk,
Coonoor - Nilgiris District.

+1 cc to The Government Pleader, Sr.No. 53545

W.P. No.18098 of 2019 and
W.M.P.Nos.17472 & 17476 of 2019

VBA (CO)
CSL/10.07.2019

सत्यमेव जयते

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