

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.09.2019

CORAM :

The Hon'ble Mrs.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE M.DURAI SWAMY

W.P. No.25070 of 2019

and W.M.P.No.24645 of 2019

Muthammal

.. Petitioner

-vs-

1.The Thasildar,
Salem South Taluk,
Salem District.

2.The Revenue Inspector,
Kondalampatty Firka,
Salem South Taluk, Kondalampatty
Post, Salem District.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus to direct the respondents to consider the representation of the petitioner dated 27.12.2018 along with legal notice issued by the petitioner dated 24.07.2019 and pass orders on the same within a reasonable time.

For Petitioner : Mr.R.Nalliyappan

For Respondents : Mr.S.Kamalesh Kannan
Govt. Advocate

O R D E R

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

Heard Mr.R.Nalliyappan, learned counsel for the petitioner and Mr.S.Kamalesh Kannan, learned Government Advocate, for the respondents.

2.The case of the petitioner is that the petitioner and her grand sons received a notice dated 11.12.2018 under Section 7 of the Tamil Nadu Land Encroachment Act, 1905, in relation to a concrete wall in their property, which is situated at Survey

No.79/14, Thammanaickenpatti Village, Salem. Hence, the petitioner preferred a representation against the said notice. The said representation is addressed to the Tahsildar, Salem South, Salem, and it is dated 27.12.2018.

3.The prayer of the petitioner is that the said representation be considered and orders be passed thereon within a reasonable time.

4.The learned Government Advocate stated that the representation of the petitioner will be considered expeditiously and only if it is found that there is no substance therein, they will issue a notice under Section 6 of the said Act in accordance with law.

In view of the statement made by the learned Government Advocate, no further directions are necessary. The writ petition is, accordingly, disposed of. No costs. Consequently, W.M.P.No.24645 of 2019 is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Thasildar,
Salem South Taluk,
Salem District.

2.The Revenue Inspector,
Kondalampatty Firka,
Salem South Taluk, Kondalampatty
Post, Salem District.

+1 cc to M/s.R.Nalliyappan,Advocate Sr.No. 76763

+1 cc to The Government Pleader Sr.No.77416

AKM/20.09.19/2P-5C /

W.P.No.25070 of 2019