

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.11.2019

CORAM

THE HON'BLE MR. JUSTICE M.M.SUNDRESH
and
THE HON'BLE MR. JUSTICE RMT. TEEKAA RAMAN

W.P.Nos. 32425 and 32428 to 32431 of 2019
and
W.M.P.Nos.32745 and 32747 to 32750 of 2019

M.Sadhasivam ... Petitioner in
W.P.No.32425 of 2019
C.Sennammal ... Petitioner in
W.P.No.32428 of 2019
M.Murugesan ... Petitioner in
W.P.No.32429 of 2019
C.Sankarammal ... Petitioner in
W.P.No.32430 of 2019
C.Selvaraj ... Petitioner in
W.P.No.32431 of 2019

1.The District Collector,
Krishnagiri District.

2.The Tahsildar,
Denkanikottai Taluk,
Denkanikottai,
Krishnagiri District - 635 107.

3.The Revenue Divisional Officer,
Royakottai Village,
Royakottai - 635 116
Denkanikottai Taluk,
Krishnagiri District.

Vs.

4.The Village Administrative Officer,
Royakottai Village,
Royakottai - 635 116
Denkanikottai Taluk,
Krishnagiri District.

5.Block Development Officer,
Kelamangalam,
Denkanikottai Taluk - 635 107
Krishnagiri District.

... Respondents in
all the W.Ps

Petitions filed under Article 226 of the Constitution of India seeking to issue a writ of certiorari to call for the records pertaining to notice under Section 6 under the Tamil Nadu Land Encroachment Act, 1905, issued by the Tahsildar (2nd respondent) by his proceedings No.Na.Ka.No.771/2019/P1 dated 14.10.2019 and notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 of the Block Development Officer (5th respondent) dated 30.09.2019 under the Tamil Nadu Land Encroachment Act, 1905 issued to the petitioners' residences in S.Nos.66/106, 66/20, 66/80, 66/17 and 66/100, at Nos.1/615, 1/614, 1/654, 1/653 and 1/614, Anna Nagar 1st Street, Royakottai, Denkanikottai Taluk, Krishnagiri District respectively and quash the same.

For Petitioner :Mr.P.Rajesh,Selvi Rajesh
in all W.Ps

For Respondents : Mr.P.S.Sivashanmugha Sundaram,
Spl. Govt. Pleader for R1 to R4
Mr.V.G.Rajesh
for Mr.V.Jayaprakash Narayanan for R5
in all the W.Ps

COMMON ORDER

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

Challenging the proceedings of the second respondent in Na.Ka.No.771/2019/P1 dated 14.10.2019 and notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 of the Block Development Officer (5th respondent) dated 30.09.2019 under the Tamil Nadu Land Encroachment Act, 1905 issued to the petitioners' residences in S.Nos.66/106, 66/20, 66/80, 66/17 and

66/100, at Nos.1/615, 1/614, 1/654, 1/653 and 1/614, Anna Nagar 1st Street, Royakottai, Denkanikottai Taluk, Krishnagiri District respectively, these writ petitions have been filed.

2. The orders impugned in these writ petitions are appealable under Section 10 of the Tamil Nadu Land Encroachment Act, 1905. In such view of the matter, we are not inclined to entertain these writ petitions. However, considering the facts of the case, the petitioners are given four weeks' time from the date of receipt of a copy of this order to file such appeals. Till such time, status quo as on today shall be maintained.

3. With the aforesaid observation, these writ petitions stand disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

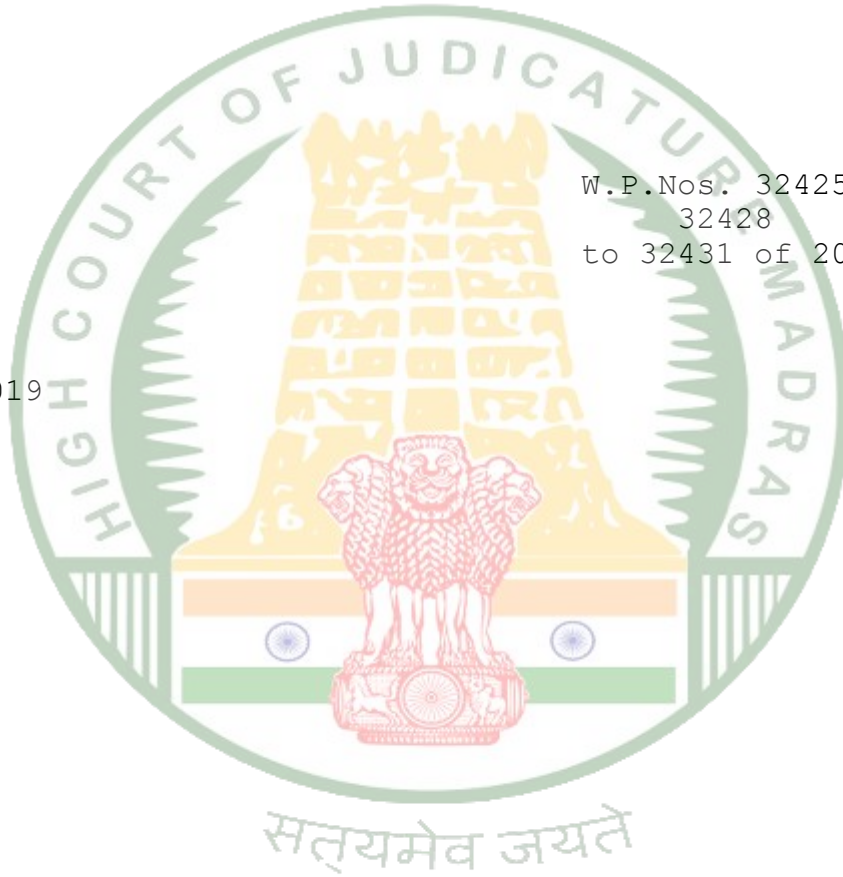
To

1. The District Collector,
Krishnagiri District.
2. The Tahsildar,
Denkanikottai Taluk,
Denkanikottai,
Krishnagiri District - 635 107.
3. The Revenue Divisional Officer,
Royakottai Village,
Royakottai - 635 116
Denkanikottai Taluk,
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4. The Village Administrative Officer,
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Denkanikottai Taluk,
Krishnagiri District.

5.The Block Development Officer,
Kelamangalam,
Denkanikottai Taluk - 635 107
Krishnagiri District.

+1 cc to the government pleader sr97043
+5 ccs to the M/s.P.Rajesh Advocate sr97160,97161
97162,97163,97164,

aa25/11/2019



W.P.Nos. 32425 and
32428
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