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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.12.2019

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH
AND
THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

WRIT PETITION NO.34694 OF 2019
AND WMP.NO.35449 OF 2019

1. Thirupati
2. Poongodi
3. Chitra
4. Murugan
5. Povunambal
6. Devaki
7. Tamilselvi
8. Palaniammal
9. Raja
- 10.Venkatesan
- 11.Prema
- 12.P.Viruthambal
- 13.M.samburanam
- 14.Kuppusamy
- 15.Sundari
- 16.Manikandan
- 17.Rani
- 18.Ezhumalai



19.Rani W/o.Karunanithi

20.Thenmozhi

21.Lakshmi

22.Suresh

23.Shivashakthi

24.Manikandan

25.Muthu

26.Jyothi

27.Balu

28.Adhilakshmi

29.M.Shanthi

30.Amrithavalli

31.Suseela

32.Anushaya

33.Kolanji

34.Balaru

35.Balu

... Petitioners

Vs

1. The District Collector,
Office of the Collector,
Kallakurichi District.
Kallakurichi.

2. Ulundurpet Town Panchayat,
Rep.by Executive Officer,
Ulundurpet, Kallakurichi District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus forbearing the respondents 1 and 2 their men, agents, representatives from in any manner interfering with the peaceful living of the



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petitioners in their houses at Ulundurpet pending disposal of the appeal submitted to the first respondent.

For Petitioner : Mr.S.Saravana Kumar

For Respondents : Mr.V.Shanmuga Sundar,
Special Government Pleader for R1
Mr.V.Jayaprakash Narayanan
Government Pleader R2

O R D E R

[Order of this Court was made by R.SUBBIAH, J]

Petitioner has filed this Writ Petition seeking issuance of a Writ of Mandamus forbearing the respondents 1 and 2 their men, agents, representatives from in any manner interfering with the peaceful living of the petitioners in their houses at Ulundurpet pending disposal of the appeal submitted to the first respondent.

2. This writ petition has been filed challenging the notices issued under the Tamil Nadu Land Encroachment Act. When the matter is taken up for consideration, the learned Special Government Pleader appearing for the first respondent submitted that the Executive Officer, Ulundurpet Town Panchayat, Ulundurpet, Kallakurichi District is not the competent authority to issue notice under the Tamil Nadu Land Encroachment Act and the same will be withdrawn by the authority. On withdrawal fresh notice will be issued by the competent authority. Recording the said submission made by the learned Special Government Pleader, the writ petition is disposed of. No costs. Consequently connected miscellaneous petition is also closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

dpq

To

1. The District Collector,
Office of the Collector,
Kallakurichi District.
Kallakurichi.



2. Ulundurpet Town Panchayat,
Rep.by Executive Officer,
Ulundurpet, Kallakurichi District.

+1cc to Mr.V.Jayaprakash Narayanan, Advocate, S.R.No.104093

+1cc to Mr.S.Saravana Kumar, Advocate, S.R.No.104112

Writ Petition No.34694 of 2019
and WMP.No.35449 of 2019

CP(CO)
CS/19/12/2019