



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN****W.P. (MD) No.5291 of 2019**

WEB COPY

P.Krishnan

... Petitioner

Vs

1.The District Collector,
Pudukkottai District,
Pudukkottai.

2.The Revenue Divisional Officer,
Pudukkottai.

3.The Tahsildar,
Alangudi Taluk,
Pudukkottai District.

4.The Panchayat Development Officer,
Kallalangudi Panchayat,
Alangudi Taluk,
Pudukkottai District.

5.The Inspector of Police,
Alangudi Police Station,
Pudukkottai District.

6.Rajendran

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to forbear the respondents 1 to 5 from allowing the sixth respondent in to the common land for an extent of 7 cents using by the peoples of repatriates from Sri Lanka including the petitioner in Survey No.41 of Kalifulla Nagar Colony, Kallalangudi Village, Alangudi Taluk, Pudukkottai District.

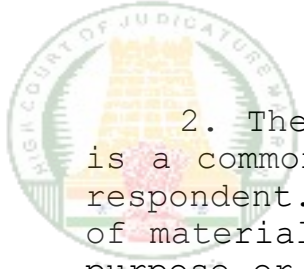
For Petitioner : Mr.R.Sevugaraja

For R1 to R5 : Mr.K.Mu.Muthu

Additional Government Pleader

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Additional Government Pleader appearing for the respondents 1 to 5.



2. The petitioner alleges that the petition mentioned property is a common land and that it has been encroached upon by the sixth respondent. In the typed set of papers, there is not even a scrap of material to indicate that the land has been earmarked for public purpose or allotted for general purpose. It appears to be a private dispute between the writ petitioner and the sixth respondent. Hence, instituting writ proceedings is clearly misconceived. Hence, the Writ Petition stands dismissed. However, the dismissal of this writ petition will not come in the way of the writ petitioner from enforcing his rights in the manner known to law. Likewise, he is at liberty to file a fresh writ petition if sufficient materials are placed for invoking the writ jurisdiction of this Court. No costs.

Sd/-

Assistant Registrar (CS-

/ True Copy /

Sub Assistant Registrar (CS-

To

1. The District Collector,
Pudukkottai District,
Pudukkottai.
2. The Revenue Divisional Officer,
Pudukkottai.
3. The Tahsildar,
Alangudi Taluk,
Pudukkottai District.
4. The Panchayat Development Officer,
Kallalangudi Panchayat,
Alangudi Taluk,
Pudukkottai District.
5. The Inspector of Police,
Alangudi Police Station,
Pudukkottai District.

+1 CC to M/s.SPL GP (SR-52443[F] dated 07/03/2019)

W.P. (MD) No. 5291 of 2019
06.03.2019.