

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Fourth day of July Two Thousand Nineteen

PRESENT

The Hon`ble Mr.Justice K.RAVICHANDRABAABU
and
The Hon`ble Mr Justice SENTHILKUMAR RAMAMOORTHY

WA(MD) No.539 of 2019

and

CMP(MD)No.4540 of 2019

1 NACHIMUTHU
2 ISRAVEL
3 PALANISAMY
4 KITTUSAMY
5 RAMASAMY
6 VANCHIMUTHU
7 KUPPUSAMY
8 MARIMUTHU
9 SUBRAMANI
10 KANNAIYAN

... APPELLANTS/RESPONDENTS
4 TO 13

Vs

1.THE DISTRICT COLLECTOR / PANCHAYAT INSPECTOR,
COLLECTORATE OFFICE,
DINDIGUL DISTRICT.

2.THE SPECIAL OFFICER /BLOCK DEVELOPMENT OFFICER,
KALLIMANTHAYAM VILLAGE PANCHAYAT,
THOPPAMPATTI PANCHAYAT UNION,
DINDIGUL DISTRICT.

3.THE PRESIDENT,
KALLIMANTHAYAM PANCHAYAT,
KALLIMANTHAYAM POST, OTTANCHATIRAM
TALUK,
DINDIGUL DISTRICT.

...RESPONDENTS 1 TO 3/ RESPONDENTS 1 TO 3

4.K.KOTHANDARAMAN

... 4TH RESPONDENT/PETITIONER

Petition praying that in the circumstances stated therein
and in the affidavit filed therewith the High Court will be pleased
to set aside the Order passed by the Learned Hon'ble Court in WP(MD)
No.1339 of 2017 dated 05.12.2018.

Prayer in CMP(MD).4540/ 2019 :

pleased to grant an order of Interim Stay of the impugned order made in WP(MD)No.1339 of 2017 dated 05.12.2018 by the Learned Judge of this Hon'ble Court pending disposal of the writ appeal.

PRAYER IN WP(MD).No.1339 of 2017

To issue a Writ of Certiorarified Mandamus to call for the records relating to the impugned orders passed by the 2nd respondent in his proceedings Na.Ka.No.1534/2016/B3(1) and Na.Ka.no.1534/2016/B3 (2) dated 19.01.2017 and quash the same and consequently directing the respondents 1 to 3 to conduct fresh tender cum auction with following the Tamil Nadu Panchayat (Panchayat Lease and sale public auction) Rules 2001.

ORDER: This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.D.VENKATESH, Advocate for the Petitioners and of MR.VR.SHANMUGANATHAN, Special Government Pleader for R1 to R3, the court made the following order:-

(Order of the Court was made by **K.RAVICHANDRABAABU., J**)

It is seems that the fourth respondent in this writ appeal, who is the writ petitioner before the Writ Court, though served, has not chosen to appear before this Court, when the matter is taken up for hearing today. His name is printed in the cause list. However, since he is represented through a counsel before the Writ Court, the counsel for the appellant is directed to serve the papers on the counsel, who appeared for the writ petitioner before the Writ Court indicating that the next date of hearing as 18.07.2019.

2.Post the matter on 18.07.2019.

3.Interim order already granted is extended until further orders.

sd/-

04/07/2019

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1.THE DISTRICT COLLECTOR/PANCHAYAT INSPECTOR,
COLLECTORATE OFFICE,
DINDIGUL DISTRICT.

2. THE SPECIAL OFFICER/BLOCK DEVELOPMENT OFFICER,
KALLIMANTHAYAM VILLAGE PANCHAYAT,
THOPPAMPATTI PANCHAYAT UNION,
DINDIGUL DISTRICT.

+1. C.C. to M/S.D.VENKATESH Advocate SR.No.11116

ORDER
IN
WA(MD) No.539 of 2019
and
CMP(MD) No.4540 of 2019
Date :04/07/2019

SKN
PK/VR/SAR-4/12.07.2019 : 3P/4C



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