



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

Wednesday, the Twenty Sixth day of February Two Thousand Twenty

PRESENT

**The Hon`ble Mr.Justice M.DURAISWAMY
and
The Hon`ble Mr.Justice T.RAVINDRAN**

**Sub Application(MD)No.35 of 2020
in Cont.P(MD)SR.No.79489 of 2019**

P. VADIVELAN ... PETITIONER/PETITIONER/PETITIONER

Vs

1 SIVAKAMINATHAN
THE THASILDAR,
MELUR TALUK, MADURAI DISTRICT. ... 1st RESPONDENT/1st CONTEMNOR/
THIRD PARTY

2 MUNIASAMY
ASSISTANT EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT,
WATER RESOURCE ORGANIZATION,
PERIYAR MAIN CANAL SUB DIVISION NO.2,
MELUR, MADURAI 625 002. ...2nd RESPONDENT/2nd CONTEMNOR/
2nd RESPONDENT

Petition praying that in the circumstances stated therein
and in the affidavit filed therewith the High Court will be pleased
to Accept the Cause title of the contempt petition.

PRAYER IN Cont.P(MD)SR.No.79489 of 2019:

To punish the respondents for his willful disobedience and non
compliance of this Hon'ble Court's order dated 16.04.2019 made in WP
(MD)No.7201/2019.

Prayer in WP(MD). 7201/ 2019 :

Writ Petition is filed under Article 226 of the
Constitution of India, praying this Court To issue a Writ of
Mandamus direct the 2nd respondent to remove the encroachments made
by the 4th and 5th respondent and others in Ilukkakudi Kanmoi
comprised in S.No.65 in Arittapatti Village in Melur Taluk in
Madurai District, after getting the report from the 3rd respondent,
and also issue necessary forms as accordance with the Tamil Nadu

<https://hcservices.ecourts.gov.in/hcservices/>



Protection of Tanks and Eviction of Encroachment Act, 2007, and its Rules.

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. R. SURIYANARAYANAN, Advocate for the petitioner, the court made the following order:-

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

The learned counsel appearing for the petitioner seeks the permission of this Court to withdraw the petition with liberty to file appropriate petition and also made an endorsement to that effect.

2. In view of the same, Sub-Application (MD)No.35 of 2020 is dismissed as withdrawn. It is open to the petitioner to file appropriate petition in the Contempt Petition.

sd/-
26/02/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1 SIVAKAMINATHAN
THE THASILDAR,
MELUR TALUK, MADURAI DISTRICT.

2 MUNIASAMY
ASSISTANT EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT,
WATER RESOURCE ORGANIZATION,
PERIYAR MAIN CANAL SUB DIVISION NO.2,
MELUR, MADURAI 625 002.

ORDER
IN
SUB A(MD) No.35 of 2020
in

Cont.P(MD)SR.No.79489 of 2019
Date :26/02/2020

ps

AE/PN/SAR-IV (04.03.2020) 2P 3C