



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.03.2020

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE P.N.PRAKASH
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P. (MD) No.5818 of 2020

PR.Mahendran

...Petitioner

Vs.

1.The District Collector,
Sivagangai,
Sivagangai District.

2.The Sub Collector,
Devakottai,
Sivagangai District.

3.The Tahsildar,
Devakottai Taluk,
Devakottai,
Sivagangai District.

4.Venkatachallam

5.Kalimuthu

6.Chellammal

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus directing the respondents 1 to 3 to remove the encroachment in Public Pathway bearing S.F.No.141/1 and 141/12 situated at Aaravayal Village, Devakottai Taluk, Sivagangai District, based upon the petitioner's representation dated 05.03.2020.

For Petitioner : Mr.K.Baalasundharam

For Respondents : Mr.R.Sethuraman
Special Government Pleader
for R.1 to R.3



ORDER

(Order of the Court was made by **P.N. PRAKASH, J.**)

It is the case of the petitioner that the respondents 4 to 6 have encroached into a public pathway and despite representation to the authorities, no action has been taken so far.

2. In the opinion of this Court, the petitioner has a remedy under Section 91 CPC, before the jurisdictional Civil Court. In view of the same, this petition is closed, with liberty to the petitioner to work out his remedy in the manner known to law. No costs.

Sd/-

Assistant Registrar (CRL SIDE)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

To

1.The District Collector,
Sivagangai, Sivagangai District.

2.The Sub Collector,
Devakottai, Sivagangai District.

3.The Tahsildar,
Devakottai Taluk,
Devakottai, Sivagangai District.

+1 CC to M/s.K.BAALASUNDARAM, Advocate (SR-12625[F] dated 20/03/2020)

+1 CC to M/s.SPL.GP (SR-12840[F] dated 23/03/2020)

W.P. (MD)No.5818 of 2020
20.03.2020

gk
TK/12.05.2020/2P/6C