

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.01.2021

CORAM :

THE HON'BLE MR.SANJIB BANERJEE, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.A.No.1076 of 2020

G.Meera Rani ... Appellant

Vs.

1.The District Collector
Collectorate Office
Nagapattinam and District.

2.The Tahsildar
Seerkazhi Taluk Office
Nagapattinam District.

3.The Inspector of Police
Thiruvankadu Police Station
Nagapattinam District.

4.T.Rajendran Respondents

Prayer: Appeal filed under Clause 15 of the Letters Patent against the order dated 5.3.2020 made in W.P.No.4750 of 2020. Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ Mandamus to direct the respondents No.1 and 2 to provide necessary protection with aid of the third respondent so reap the overripped paddy crops which is standing on the petitioner land in Survey NO.(1) 102/09 (2) 105/10 (3) 105/11 (4) 105/17 (5) 105/18 (6) 105/19 (7) 105/20 and (8) 105/03 situated at 80- Rathnallur, Alangadu Village, Seerkazhi Taluk, Nagapattinam District.

For Appellant : Mr.P.Vijendran

For Respondents : Mr.K.S.Suresh
1 to 3 Government Advocate

JUDGMENT
(Delivered by SENTHILKUMAR RAMAMOORTHY, J.)

We heard Mr.P.Vijendran, learned counsel for the appellant. Mr.K.S.Suresh, learned Government Advocate, takes notice on behalf of the official respondents.

2. The appellant challenges an order dated 5.3.2020, whereby the writ petition filed by the appellant was disposed of on the ground that there is a dispute between private parties over title to particular lands and in respect of the crops grown and harvested on such lands. On that basis, the learned Single Judge directed the parties to work out the remedies before the appropriate Civil Court.

3. Learned counsel for the appellant contends that the writ Court passed an interim order with regard to the crops that were harvested by specifying that the amounts received should be informed to the District Court, Nagapattinam. Therefore, he submits that the writ petition should not have been disposed of in the manner stated supra.

4. Upon perusal of the impugned order of the writ Court, we see no reason to interfere, inasmuch as the undisputed position is that there is a title dispute as between the appellant and the fourth respondent, including in respect of the crops grown on the disputed lands. Accordingly, the appropriate forum for resolving this dispute would be the competent Civil Court.

In the result, W.A.No.1076 of 2020 stands dismissed. No costs. Consequently, C.M.P.No.13167 of 2020 is closed.

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Assistant Registrar

//True copy//

Sub Assistant Registrar

To

- 1.The District Collector
Collectorate Office
Nagapattinam and District.

2.The Tahsildar
Seerkazhi Taluk Office
Nagapattinam District.

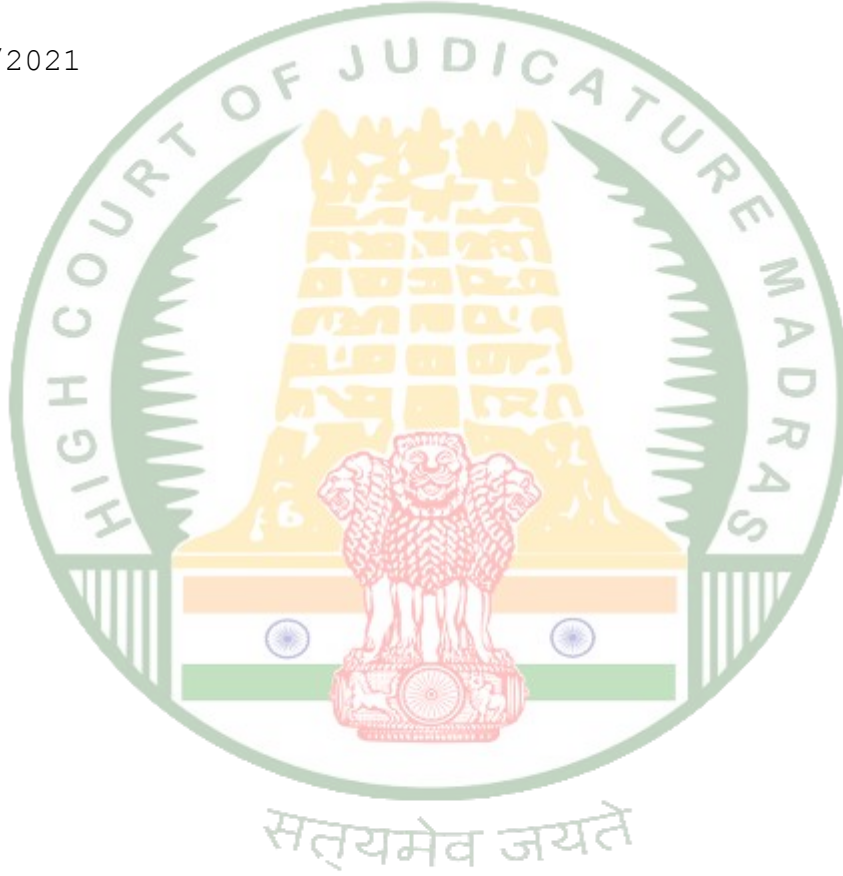
3.The Inspector of Police
Thiruvankadu Police Station
Nagapattinam District.

+ cc To The Government Pleader, High Court, Madras SR.NO. 545

W.A.No.1076 of 2020

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