



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.01.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
AND

THE HONOURABLE MRS. JUSTICE S.ANANTHI

W.P. (MD) Nos.1219, 1227, 1235 and 1242 of 2021
and W.M.P. (MD) Nos.1042, 1045, 1046, 1047, 1053, 1055, 1057, 1058
(Through Video Conferencing)

A.Chinnakaruppan : Petitioner in
W.P. (MD) No.1219/21

P.Karuppaiah : Petitioner in
W.P. (MD) NO.1227/21

M.Mookkan : Petitioner in
W.P. (MD) No.1235/21

M.Adiyakki : Petitioner in
W.P. (MD) NO.1242/21

Vs.

- 1.The Secretary to Government
Revenue and Disaster Management Department
Fort St. George,
Chennai-9.
- 2.The Secretary to Government
Forest Department
Fort St. George, Chennai-9.
- 3.The Secretary to Government
Agriculture Department
Fort St. George,
Chennai-9.
- 4.The Commissioner
Land Administration
Ezhilagam
Chennai.
- 5.The District Collector
Collectorate Campus
Sivagangai District,
Sivagangai.



6.The District Collector,
Collectorate Campus
Ramanathapuram District
Ramanathapuram.

7.The District Forest Officer,
O/o. District Forest Officer,
District Forest Campus
Sivagangai District.

: Respondents in
all W.Ps.

COMMON PRAYER: Petitions are filed under Article 226 of the Constitution of India praying for the issue of a Writ of Certiorarified Mandamus to call for the records pertaining to the notice issued by 7th respondent in Na.Ka.Nos.NIL in Wps 1219 & 1242/2021 and 256 of 2020 in Wps 1227, 1235/2021 dated 02.11.2020 and quash the same as without jurisdiction, and consequently forbear the respondents from evicting the petitioners from the properties in R.S.No.212 Naranamangalam Village.

For Petitioners : Mr.N.S.Karthikeyan
(in all Wps)
For Respondents : Mr.K.P.Krishnadoss
(in all Wps) Special Government Pleader

COMMON ORDER

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

In view of the commonality of the issues involved in all these writ petitions, they have been taken up and disposed of by this common order.

2.The petitioners challenged the notices issued by the respondent No.7 dated 02.11.2020, by which, the alleged encroachments made by them was sought to be evicted. The petitioners are accordingly informed that they should give their reply within a period of 15 days from the date of receipt of the order, failing which, orders would be passed.

3.Though the learned counsel for the petitioners sought to make submissions on merits, we are not inclined to entertain them for the sole reason that the impugned notices are merely show cause notices. We also find that the District Collector has already passed an order way back in the year 2004 declaring the lands as reserved lands. The petitioners are also given their response on 16.11.2020.

4.In such view of the matter, we call upon the respondent No.7 to pass appropriate final orders on them within a period of six

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weeks from the date of receipt of a copy of this order. Needless to say that till such time, status quo as on today shall be maintained. The respondent No.7 shall also give personal hearing to the petitioners before passing final orders as aforesaid.

5.The writ petitions are disposed of accordingly. No costs. Consequently connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RR

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

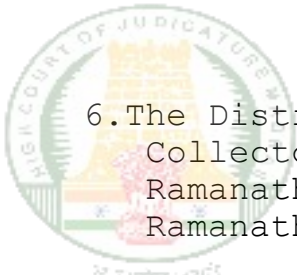
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+1 CC to Mr.N.S.KARTHIKEYAN, Advocate (SR-2509[F] dated
29/01/2021)

+1 CC to SGP (SR-2363[F] dated 29/01/2021)

**Order made in
W.P. (MD) Nos.1219, 1227, 1235 and 1242 of 2021
and W.M.P. (MD) Nos.1042, 1045, 1046, 1047,
1053, 1055,1057 and 1058 of 2021
Dated: 27.01.2021**

KM (11.02.2021) 4P 10C