



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.04.2021

CORAM :

THE HONOURABLE MR.JUSTICE T. S. SIVAGNANAM
AND
THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P. (MD) No.3700 of 2021

K.Ramasamy

.. Petitioner

Vs

1.The Revenue Divisional Officer, (RDO)
O/o. The Revenue Divisional Officer,
Aruppukottai, Virudhunagar District.

2.The Tahsildar cum
The Head of removal of encroachment Wing,
Virudhunagar District.

3.K.Muthulakshmi

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking for issuance of a Writ of Mandamus, to direct the 1st and 2nd Respondents to take action on the memo in X.K.m/5/578/2020 dated .04.2020 on the file of the 2nd Respondent issued by the 1st Respondent within a time frame fixed by this Hon'ble Court.

For Petitioner : Mr.R.Sundar

For Respondent Nos.1 & 2 : Mr.N.Shanmugaselvam
Additional Government Pleader

O R D E R

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

This Writ Petition has been filed, seeking for issuance of a Writ of Mandamus, to direct respondent Nos.1 & 2 to take action on the memo in X.K.m/5/578/2020, dated 30.04.2020, issued by the 1st Respondent within a time frame.

2.By consent of both sides, this Writ Petition itself is taken up for final disposal.

3.Heard Mr.R.Sundar, learned counsel appearing for the petitioner and Mr.N.Shanmugaselvam, learned Additional Government Pleader.



Pleader appearing for respondent Nos.1 & 2. In the light of the order, we propose to pass in this Writ Petition, notice to the third respondent is dispensed with.

4.It is seen that already the first respondent Revenue Divisional Officer has directed Tahsildar, who is the head of the removal of encroachment Wing to take action on the petitioner's representation, dated 24.01.2020. It is not known what has happened thereafter. In any event, if there is encroachment, it has to be removed after following the procedures and after issuing notice to the encroacher.

5.In view of the above, we direct the second respondent to proceed further pursuant to the X.K.m/5/578/2020, dated 30.04.2020. The said exercise shall be completed within twelve weeks from the date of receipt of a copy of this order.

6.The Writ Petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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.

sj

To:

- 1.The Revenue Divisional Officer, (RDO)
O/o. The Revenue Divisional Officer,
Aruppukottai, Virudhunagar District.
- 2.The Tahsildar cum
The Head of removal of encroachment Wing,
Virudhunagar District.

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