



WEB COPY

W.P.(MD) No.11785 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.07.2021

CORAM :

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

AND

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P. (MD) No.11785 of 2021

and

W.M.P (MD) .No.9264 of 2021

Subramanian

... Petitioner

Vs

1. The District Collector,
Ramanathapuram,
Ramanathapuram District.

2. The Commissioner,
Paramakudi Municipality,
Paramakudi,
Ramanathapuram District.

3. The Tahsildar,
Taluk Office,
Paramakudi,
Ramanathapuram District.

4. Vaniya Chettiar Uravinmurai Maha Sabai,
Rep. by its Secretary,
Chellam Chettiar.

5. Deivendran

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of Mandamus, directing the respondents 1 to 3 to remove the encroachment made by the respondents 4 and 5 especially in Southern and Easter bund of Oorani Poramboke situated in Survey No.107, leading to Chinnakadai Street, Paramakudi Town, Ramanathapuram District.

For Petitioner

: Mr.S.Sades Kumar

For respondents

: Mr.R.Baskaran,
Standing Counsel for
Government
for R1 and R3
Mr.Dhilipan Pandian for R2
Mr.Meheboob Athiff for R4, R5



ORDER

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

Heard Mr.S.Sades Kumar, learned Counsel appearing for the writ petitioner; Mr.R.Baskaran, learned Government Counsel appearing for the respondents 1 and 3; Mr.Dhilipan Pandian, learned counsel appearing for the second respondent and Mr.Meheboob Athiff, learned counsel appearing for the respondents 4 and 5.

2. For the same issue, another person has approached the civil Court, which is now pending before this Court in S.A(MD).No.889 of 2005. Therefore, reagitating the issue by way of this writ petition cannot be entertained.

3. Accordingly, this **writ petition is dismissed**. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

pkn

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:

1. The District Collector,
Ramanathapuram,
Ramanathapuram District.
2. The Commissioner,
Paramakudi Municipality,
Paramakudi,
Ramanathapuram District.
3. The Tahsildar,
Taluk Office,
Paramakudi,
Ramanathapuram District.

+1 CC to M/s.AJMAL ASSOCIATES, Advocate(SR-22872[F]dated 16/07/2021)

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