



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)No.17811 of 2020

and

W.M.P.(MD)No.14853 of 2020

Ramalingampillai, S/o.Rangasampillai

... Petitioner

Vs.

1.The District Collector,
Theni District,
Theni.

2.The Tahsildar,
Periyakulam Taluk,
Periyakulam,
Theni District.

3.Murugan Mooppanar, S/o.Sundararajan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus, directing the respondents 1 and 2 to remove the encroachment made by the third respondent in Survey No.1628, classified as Cart - Track and Survey No.1629, classified as Government Vacant Land, i.e., 'Tharisu', situated at Devadanapatti, Periyakulam Taluk, Theni District.

For Petitioner	:	Mr.R.Murugappan
For R1 and R2	:	Mr.K.P.Krishnadoss
		Special Government Pleader

ORDER

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

The grievance of the petitioner is with respect to the alleged encroachment of respondent No.3.

2.From the affidavit filed by respondent No.2, it appears that the land in question, encroached by respondent No.3, comes within the jurisdiction of the Executive Engineer, Public Works Department, Manjalar Basin Division, Periyakulam Taluk, Theni District.

3.In such view of the matter, we direct the Executive Engineer, Public Works Department, Manjalar Basin Division, Periyakulam Taluk, Theni District, to take appropriate action in



accordance with law against respondent No.3, within a period of eight weeks from the date of receipt of a copy of this order.

4.This Writ Petition is disposed of accordingly. No costs. Consequently, connected Miscellaneous Petition is closed.

WEB COPY

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

smn2

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,
Theni District,
Theni.

2.The Tahsildar,
Periyakulam Taluk,
Periyakulam,
Theni District.

Copy to:-

The Executive Engineer,
Public Works Department,
Manjalar Basin Division,
Periyakulam Taluk,
Theni District.

+1 CC to M/s.GP (SR-2368[F] dated 29/01/2021)

W.P. (MD)No.17811 of 2020
27.01.2021

(ARK) CO

AP(18/02/2021) 2P 5C