



WEB COPY



W.P.No.18239 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.12.2022

CORAM:

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

W.P.No.18239 of 2016
&
W.M.P.No.15970 of 2016

V.Murali Raj

...Petitioner

Vs.

1.The District Collector
Salem District
at Salem

2.The Tahsildar
Attur Taluk
Salem District

3.The President
Yethapur Town Panchayat
Santhai Pettai, Attu Taluk
Salem District

4.M.Sivakumar

... Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India
praying to issue a Writ of mandamus forbearing the respondents 1 to 3 not
to construct any small over bridge or lay any road or pathway in the



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petitioner's peaceful possession and enjoyment of the property situated in survey Nos.301/5-19 cents, 289/3-1 acre 31 cents, 289/4-93 cents, 289/9 – 25 cents, 301/6-33 cents, 302/8-34 cents, 302/9-76 cents and 301/7-28 cents by totally 3 acres 49 cents situated at Yethapur village, Pethanaicken Palayam Sub Registration, Attur Taluk, Salem District except due process of law.

For Petitioner : No Appearance

For Respondents : Mr.K.M.D.Muhilan, AGP for R1 to 3

Mr.V.R.Annagandhi for R4

ORDER

Writ petition is filed seeking to issue a Writ of mandamus forbearing the respondents 1 to 3 not to construct any small over bridge or lay any road or pathway in the petitioner's peaceful possession and enjoyment of the property situated in survey Nos.301/5-19 cents, 289/3-1 acre 31 cents, 289/4-93 cents, 289/9 – 25 cents, 301/6-33 cents, 302/8-34 cents, 302/9-76 cents and 301/7-28 cents by totally 3 acres 49 cents situated at Yethapur village, Pethanaicken Palayam Sub Registration, Attur Taluk, Salem District except due process of law.

The pleadings in the petition indicate only private dispute and



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claiming right over the property. In such view of the matter, as the disputed facts involved the Writ Petition is not maintainable. Accordingly, dismissed. No costs. Consequently, connected Writ miscellaneous petition is closed.

22.12.2022

kpr
Internet: Yes
Speaking/non-speaking order

To

1.The District Collector
Salem District
at Salem

2.The Tahsildar
Attur Taluk
Salem District

3.The President
Yethapur Town Panchayat
Santhai Pettai, Attu Taluk
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N. SATHISH KUMAR, J.

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