



W.P.Nos.30875, 30877, 30880 and 30882 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.11.2022

CORAM :

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

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G.Amutha	.. Petitioner in in W.P.No.30875/2022
Prema	.. Petitioner in in W.P.No.30877/2022
V.Latha	.. Petitioner in in W.P.No.30880/2022
R.Rajeswari	.. Petitioner in in W.P.No.30882/2022

vs

1.The District Collector,
Tiruvannamalai District,
Tiruvannamalai-606 404.

2.The Tahsildar,
Kalasapakkam Taluk,
Tiruvannamalai District.



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3.The Assistant Director – Panchayats,
O/o The District Collector,
Tiruvannamalai District,
Tiruvannamalai-606 404.

4.The Block Development Officer,
Kalasapakkam,
Tiruvannamalai District.

5.The President,
Kadaldi Panchayat,
Kalasapakkam Taluk,
Tiruvannamalai District.

.. Respondents in
all WPs

Prayer: Petitions filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to consider the representations of the petitioners dated 25.08.2022.

For the Petitioners : Mr.R.Thanigai Arasu

For the Respondents : Mr.A.Selvendran
Spl. Government Pleader
for respondent Nos.1 to 3

: Mr.P.Muthukumar
State Government Pleader
for respondent Nos.4 and 5



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COMMON ORDER

(Order of the court was made by the Hon'ble Acting Chief Justice)

These writ petitions have been filed by the petitioners to direct the respondents to consider their representations dated 25.08.2022 within a stipulated time.

2. Learned State Government Pleader and learned Special Government Pleader appearing for the respondents jointly submitted that the issue raised in the present writ petition has already been considered by a Division Bench of this Court in W.P.No.10616 of 2022, decided on 14.09.2022 (*R.Jagannathan v. The State of Tamil Nadu, rep. by its Secretary to Government, Department of Revenue and Disaster Management, Fort St. George, Chennai and others*) and that action for removal of encroachments in Pazhaya Eri has been taken pursuant to the said order.

3. On a perusal of the notices issued to the petitioners under Section 7 of the Tamil Nadu Land Encroachment Act, 1905, we find that the land in question, namely Survey No.725 (Pazhaya Eri), is the



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subject-matter in W.P.No.10616 of 2022, wherein a Division Bench of this Court directed the respondent authorities to remove the encroachments within a period of three months. Accordingly, the respondent authorities have issued notices to the encroachers. Therefore, no purpose would be served if a direction is issued to the respondent authorities to consider the representations of the petitioners. Further, the petitioners have not made out a case for issuing any direction on the respondents.

4. Since the exercise for removal of encroachments made in Pazhaya Eri is undertaken by the respondent authorities pursuant to the order of this Court in W.P.No.10616 of 2022 and finding no merit in the writ petitions, the same are dismissed. There will be no order as to costs.

(T.R., ACJ.) (D.K.K., J.)
21.11.2022

Index : Yes/No
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