



W.P.(MD).No.3689 of 2012

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.07.2022

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THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P.(MD).No.3689 of 2012

and

M.P(MD)No.1 of 2012 & 1 of 2013

A.Rajendran

... Petitioner

Vs.

1.The State of Tamil Nadu

Represented by its Secretary to Government,
Department of Municipal Administration,
Secretariat, Chennai-600 009.

2.The Commissioner,

Pudukkottai Municipality,
Pudukkottai.

3.The Chairman,

Pudukkottai Municipality Council,
Pudukkottai.

4.The Assistant Electricity Engineer,

TNEB-Pudukkottai East,
Thirumayam Road,
Pudukkottai.

5.Karuppiah

Tahsildar of Pudukkottai Taluk,
Pudukkottai.



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6.Geetha
Deputy Superintendent of Police,
Pudukkottai.

7.Abdul Rahman,
Inspector of Police,
Pudukkottai Town Police Station,
Pudukkottai.

8.Ravichandran,
Revenue Officer,
Pudukkottai Municipality,
Pudukkottai.

9.Kasinathan
Revenue Inspector,
Pudukkottai Municipality,
Pudukkottai.

10.Kumar
Driver-Poclean,
Pudukkottai Municipality,
Pudukkottai.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the second respondent to restore the possession of the property in Shop No.8, Thirumayam Road, Pudukkottai, illegally obtained from the petitioner and direct the first respondent to pass suitable order for take appropriate departmental action against the respondents 2, 3, 5 to 10 and directing the second respondent to pay a sum of Rs.5 lakhs as damages to the petitioner's properties.



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For Petitioner : Mr.M.Karthikeya Venkitachalapathy
For R1 and R3 : Mr.N.Muthu Vijayan
Special Government Pleader
For R2 : Mr.P.Mahendran
For R4 : Mr.S.Deena Dhayalan
For R5 to R10 : No Appearance

ORDER

The present writ petition has been filed seeking a writ of Mandamus directing the second respondent Municipality to restore the possession of the property in Shop No.8, Thirumayam Road, Pudukottai, which was illegally taken over by the authorities. They have further prayed for appropriate departmental action as against some of the respondents and for a compensation of sum of Rs.5 lakhs.

2. While the writ petition was pending, the writ petitioner has been allotted another shop by way of proceedings, dated 02.02.2015 passed by the second respondent herein. The petitioner is still continuing to enjoy the said shop. In view of the subsequent orders passed by the second respondent herein, the petitioner does not like to proceed with the present writ petition.



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3. In view of the subsequent developments, no further orders are required in the present writ petition. This Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

12.07.2022

Index : Yes / No
Internet : Yes / No
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To

- 1.The Secretary to Government,
The State of Tamil Nadu
Department of Municipal Administration,
Secretariat, Chennai-600 009.
- 2.The Chairman,
Pudukkottai Municipality Council,
Pudukkottai.



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R.VIJAYAKUMAR ,J.

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Order made in
W.P.(MD).No.3689 of 2012

12.07.2022