



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.01.2022

CORAM :

WEB COPY

**THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA
and
THE HONOURABLE MRS.JUSTICE S.SRIMATHY**

W.P (MD)No.1409 of 2022

PS.Saravanan

... Petitioner

vs.

- 1) The District Collector,
Sivagangai District,
Sivagangai.
- 2) The Revenue Divisional Officer,
Devakottai,
Sivagangai District.
- 3) The Tahsildar,
Karaikudi,
Sivagangai District.
- 4) The Block Development Officer,
Sakkottai Panchayat Union,
Sivagangai District.
- 5) The President,
Illuppakudi Panchayat,
Sakkottai Panchayat Union,
Sivagangai District.

6) Paulpandi

... Respondents

Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus, directing the respondents No.1 to 5 to remove the encroachment made by the 6th respondent in S.F.No.51/2C of Illuppakudi Village, Sakkottai Panchayat Union, Karaikudi Taluk, Sivagangai District within time frame.

For Petitioner	: Mr.AN.Ramanathan
For R1 to R3	: Mr.P.Subbaraj Special Government Pleader
For R4 & R5	: Mr.Satheesh Kumar Additional Government Pleader



ORDER

(Order of the Court was made by
PUSHPA SATHYANARAYANA, J.)

The writ petition is filed for a Mandamus, directing the respondents 1 to 5 to remove the encroachment made by the 6th respondent in S.F.No.51/2C of Illuppakudi Village, Sakkottai Panchayat Union, Karaikudi Taluk, Sivagangai District, within a time frame.

2. Even in the typedset, the proceedings of the Tahsildar in e.f.M5/7230/2021 dated 15.12.2021 has been filed, which states that the 6th respondent has encroached the property by erecting a barbed-wire fencing which was confirmed in the survey proceedings. Further, the Tahsildar has directed the 4th respondent / Block Development Officer, to remove the encroachments. Further, the Revenue Divisional Officer also in his proceedings dated 17.12.2021 had issued directions to remove the encroachments under the Tamilnadu Land Encroachment Act, 1905.

3. Now the writ petitioner is also seeking the same relief to remove the encroachment made by the 6th respondent. As already the officials have found that there is an encroachment by the 6th respondent, the process of removal of encroachment may be completed within a period of four weeks from the date of receipt of a copy of this order.

4. With the above direction, the Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar (DR-A/C)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

bala

To

1) The District Collector,
Sivagangai District,
Sivagangai.

2) The Revenue Divisional Officer,
Devakottai,
Sivagangai District.



3) The Tahsildar,
Karaikudi,
Sivagangai District.

4) The Block Development Officer,
Sakkottai Panchayat Union,
Sivagangai District.

+1 CC to M/s.SPL.GP (SR-3112[F] dated 31/01/2022)

W.P (MD)No.1409 of 2022

DATED : 28.01.2022

RK(03/03/2022) 3P 6C