



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.04.2022

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THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P(MD).No.6784 of 2022

and

W.M.P. (MD).No.5227 of 2022

G.Subburaj

... Petitioner

Vs.

1.The District Collector,
Office of the Collectorate,
Trichy.

2.The Executive Officer/Joint Commissioner,
Samayapuram Temple,
Trichy.

3.The Divisional Engineer,
Officer of the Divisional Engineer,
State Highways, Trichy.

4.The Additional Divisional Engineer,
Office of the Additional Divisional Engineer,
State Highways, Lalgudi, Trichy.

5.The Assistant Engineer,
Office of the Assistant Engineer,
State Highways, Mannachanallur,
Trichy.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents not to disturb the lease hold rights of the petitioner in Shop No.9 and 10 of Arulmigu Mariyamman Temple Complex, Samayapuram, Trichy till the completion of the lease period.

For Petitioner : Mr.S.Ramsundarvijayraj

For R1, R3 to R5 : Mr.K.S.Selva Ganesan
Additional Government Pleader

For R2 : Mr.S.Ramesh



ORDER

Heard the learned counsel for the petitioner, the learned Additional Government Pleader for the respondents 1, 3 to 5 and the learned counsel for the second respondent.

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2. There is no merit in the writ petition as the petitioner has an alternate remedy before the civil Court. There are disputed questions of fact regarding the extent of encroachments by the petitioner. These disputed questions of facts cannot be determined in this proceeding. Therefore, the writ petition stands dismissed. No costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (Records)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

- 1.The District Collector,
Office of the Collectorate, Trichy.
- 2.The Executive Officer/Joint Commissioner,
Samayapuram Temple, Trichy.
- 3.The Divisional Engineer,
Officer of the Divisional Engineer,
State Highways, Trichy.
- 4.The Additional Divisional Engineer,
Office of the Additional Divisional Engineer,
State Highways, Lalgudi, Trichy.
- 5.The Assistant Engineer,
Office of the Assistant Engineer,
State Highways, Mannachanallur, Trichy.

+1 CC to M/s.SPL.GP. (SR-18823[F] dated 13/04/2022)

+1 CC to M/s.S. RAMSUNDARVIJAYRAJ, Advocate (SR-19033[F] dated 18/04/2022)

W.P (MD) .No.6784 of 2022

12.04.2022

RD(06.05.2022) 2P 8C

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