



W.P.(MD) No.9409 of 2021

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.11.2022

CORAM:

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

and

THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.(MD) No.9409 of 2021

and

W.M.P.(MD)No.7123 of 2021

M.Loganathan

... Petitioner

Vs.

1.The District Collector,
Theni District,
Theni.

2.The Tahsildar,
Periyakulam Taluk,
Theni District.

3.The Block Development Officer,
Periyakulam Panchayat Union,
Periyakulam Taluk,
Theni District.



W.P.(MD) No.9409 of 2021

WEB COPY

4.The President,
Jayamangalam Village Panchayat,
Periyakulam Taluk,
Theni District.

5.K.Pounraj

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the Respondents 1 to 4 to remove the encroachment made by the 5th respondent construction a house by irregular manner in the Natham Survey Number 2847/25 at Jayamangalam Village, Periyakulam Taluk, Theni District.

For Petitioner : M/s.J.Baalameenakshmi

For Respondents : Mr.S.P.Maharajan,
Spl. Govt. Pleader for R1 to R4

Mr.M.Saravanan for R5

ORDER

[Order of the Court was made by R.MAHADEVAN, J.]

This Writ Petition has been filed for issuance of a Writ of Mandamus, directing the Respondents 1 to 4 to remove the encroachment made by the 5th



W.P.(MD) No.9409 of 2021

respondent by way of constructing a house by irregular manner in the Natham S.No.2847/25 at Jayamangalam Village, Periyakulam Taluk, Theni District.

2. Today, when the matter was taken up for hearing, the learned Special Government Pleader appearing for the respondents 1 to 4 and the learned counsel appearing for the fifth respondent, on instructions, submitted that there are no encroachments in the place in question.

3. The abovesaid submissions of the learned Special Government Pleader as well as the learned counsel appearing for the fifth respondent are not refuted by the learned counsel for the petitioner. Thus, recording the above submissions, this Writ Petition is disposed of granting liberty to the petitioner to approach the authorities concerned, if any other encroachments are noticed. No costs. Consequently, connected miscellaneous petition is closed.

[R.M.D., J.] [J.S.N.P., J.]

17.11.2022

vsm

Page 3 of 4



WEB COPY



W.P.(MD) No.9409 of 2021

R.MAHADEVAN, J.
and
J.SATHYA NARAYANA PRASAD, J.

vsm

To

- 1.The District Collector,
Theni District,
Theni.
- 2.The Tahsildar,
Periyakulam Taluk,
Theni District.
- 3.The Block Development Officer,
Periyakulam Panchayat Union,
Periyakulam Taluk,
Theni District.
- 4.The President,
Hayamangalam Village Panchayat,
Periyakulam Taluk,
Theni District.

W.P.(MD) No.9409 of 2021

17.11.2022