



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.05.2022

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

and

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P.[MD]No.9691 of 2022

and W.M.P.[MD]No.6957 of 2022

Satheeswaran

... Petitioner

Vs.

1.The District Collector,  
District Collectorate Office,  
Dindigul District.

2.The Tahsildar,  
Kodaikanal Taluk,  
Kodaikanal,  
Dindigul District.

3.The Revenue Inspector,  
Thandikudi Firka,  
Kodaikanal Taluk,  
Kodaikanal,  
Dindigul District.

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari, calling for the records pertaining to the impugned Eviction Notice issued by the 3<sup>rd</sup> respondent dated Nil and quash the same as illegal and without jurisdiction and for other reliefs.

For Petitioner : Mr.J.Lawrance

For Respondents : Mr.A.Kannan

Additional Government Pleader

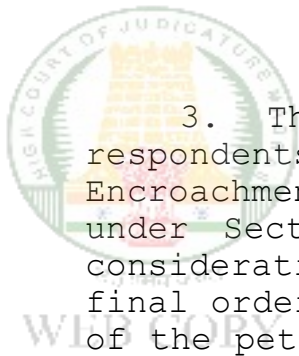
**O R D E R**

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[Order of the Court was made by **ABDUL QUDDHOSE, J.**]

This writ petition has been filed challenging the Eviction Notice issued by the third respondent under Section 7 of the Land Encroachment Act, 1905.

2.The petitioner has already submitted a reply to the impugned notice on 04.04.2022. Admittedly, no final orders have been passed till date. Unless and until final orders are passed, the respondents cannot disturb the petitioner's possession.



3. This writ petition is disposed of by directing the respondents to pass final orders under Section 6 of the Land Encroachment Act, pursuant to the impugned notice, dated Nil, issued under Section 7 of the Land Encroachment Act, after giving due consideration to the reply if any submitted by the petitioner. Till final orders are passed, respondent shall not disturb the possession of the petitioner over the property. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Vacation Officer/  
Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TM

*Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.*

To

1.The District Collector,  
District Collectorate Office,  
Dindigul District.

2.The Tahsildar,  
Kodaikanal Taluk, Kodaikanal,  
Dindigul District.

3.The Revenue Inspector,  
Thandikudi Firka,  
Kodaikanal Taluk,  
Kodaikanal,  
Dindigul District.

+1 CC to M/s.J.LAWRANCE, Advocate ( SR-23841[F] dated 19/05/2022 )

+1 CC to M/s.SPL.GP ( SR-23866[F] dated 20/05/2022 )

**ORDER MADE IN**  
**W.P. [MD]No.9691 of 2022**  
**19.05.2022**

NSN (CO)

GC (31.05.2022) 2P 6C

<https://hcservices.ecourts.gov.in/hcservices/>