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W.P.(MD)NO.20067 OF 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.08.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.20067 of 2022

Murugesan

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Revenue Divisional Office,
Ramanthapuram District.

2. The Tahsildar,
Tahsildar Office, Ramanathapuram,
Ramanathapuram District.

3. Thennarasu

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 1st respondent herein to hear and dispose of the appeal filed by the petitioner on 09.11.2021 and received on 10.11.2021 as against the proceedings of the 2nd respondent in Na.Ka.P.9/1647/2020 dated 01.11.2021 (acknowledgement in 2021/9005/27/263220/117 dated 17.11.2021) after affording reasonable opportunity of being heard within a time stipulated by this Court.

For Petitioner : Mr.D.Nallathambi

For R-1 & R-2 : Mr.N.Ramesh Arumugam,
Government Advocate.

* * *

**ORDER**

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Heard the learned counsel appearing for the writ petitioner and the learned Government Advocate appearing for the official respondents.

2. Considering the nature of relief to be granted, issuance of notice to the private respondent is dispensed with.

3. The petitioner had been characterised as an encroacher and proceedings for evicting him were taken by the second respondent. The petitioner has availed the statutory remedy of appeal before the first respondent.

3. The first respondent is directed to dispose of the petition mentioned appeal on merits and in accordance with law within a period of twelve weeks from the date of receipt of a copy of this order.

4. I make it clear that I have not gone into the merits of the matter. The first respondent shall put all the interested parties on notice before passing final order. It is open to the first respondent to pass order one way or the other.



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5. This writ petition stands disposed of. No costs.

29.08.2022

Index : Yes / No

Internet : Yes/ No

PMU

To:

1. The Revenue Divisional Officer,
Revenue Divisional Office,
Ramanthapuram District.
2. The Tahsildar,
Tahsildar Office, Ramanathapuram,
Ramanathapuram District.



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G.R.SWAMINATHAN,J.

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