



W.P.(MD) No.19902 of 2021

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.10.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P.(MD) No.19902 of 2021
and
W.M.P.(MD) No.16606 of 2021**

A.Maharaja @ Maharajan

... Petitioner

-VS-

- 1.The District Collector
Madurai District
- 2.The District Revenue Officer
District Revenue Office
District Collector Campus
Madurai-20
- 3.The Revenue Divisional Officer
Revenue Divisional Office
Melur, Narasingampatty Post
Melur Taluk, Madurai District
- 4.The Tahsildar
Tahsildar Office
Melur Post and Taluk-625 106
Madurai District



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5. Block Development Officer
Kottampatti Panchayat Union
Kottampatti, Melur Taluk
Madurai District

6. The Commissioner
Kottampatti Panchayat Union
Kottampatti, Melur Taluk
Madurai District

7. The President
Attapatti Panchayath
Attapatti, Melur Taluk
Madurai District

8. The Vice President
Attapatti Panchayath
Attapatti, Melur Taluk
Madurai District

9. Jeyaraman

10. Sundararajan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 6 to remove encroachment made by the respondent Nos.9 and 10 in Survey No.391/9 (Old No.391/2), Attapatti Village, Melur Taluk, Madurai District, within a time frame.

For Petitioner : Mr.Hassanul Bazari.J.M.

For Respondents : Mr.N.GA.Nataraj
Government Advocate for R1 to R8
Mr.R.Balamuruganandam for R9 & R10



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ORDER

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

The prayer in this writ petition is for issuance of a writ of mandamus directing the respondents 1 to 6 to remove the encroachment made by the respondents 9 and 10 in Survey No.391/9 (Old No.391/2) of Attapatti Village, Melur Taluk, Madurai District, within a time frame.

2. The grievance of the petitioner is that though he made a representation to the respondents 1 to 6 as early as on 25.08.2021 seeking removal of the encroachment made by the respondents 9 and 10 in the aforesaid survey number, till date the same has not been considered.

3. The learned Government Advocate appearing for the respondents 1 to 8, on instructions, submitted that the petitioner's representation dated 25.08.2021 would be considered and appropriate action will be taken in accordance with law.

4. In view of the above, without going into the merits of the claim made by the petitioner, the respondents 1 to 6 are directed to consider the



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petitioner's representation dated 25.08.2021 and pass appropriate orders, if not already disposed of, on merits and in accordance with law. If there is any encroachment as pointed out by the petitioner, the same shall be removed, after giving due notice to all the parties concerned and by following due process of law, within a period of eight (8) weeks from the date of receipt of a copy of this order.

5. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

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

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Index : Yes / No

Internet : Yes / No

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