



W.P(MD)No.9175 of 2015

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.12.2022**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.9175 of 2015

and

M.P(MD)Nos.1 & 2 of 2015

N.R.Shanmugam

... Petitioner

Vs.

- 1.The District Collector,
Pudukkottai,
Pudukkottai District.
- 2.The Superintendent of Police,
Pudukkottai,
Pudukkottai District.
- 3.The Assistant Director of Panchayats,
O/o. the Assistant Director of Panchayats,
Collectorate campus,
Pudukkottai, Pudukkottai District.
- 4.The Revenue Divisional Officer,
Pudukkottai, Pudukkottai District.
- 5.The Tahsildar,
Alangudi, Alangudi Taluk,
Pudukkottai District.



W.P(MD)No.9175 of 2015

6.The Block Development Officer,
Thiruvarankulam Panchayat Union,
Thiruvarankulam, Alangudi Taluk,
Pudukkottai District.

7.The President,
Senthakudi Panchayat,
Alangudi Taluk,
Pudukkottai District.

8.R.Kannan

9.S.Tamil Selvan

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 7th respondent to conduct auction for cutting of trees in bunds of tanks in Sendhakudi panchayat, Aalangudi Taluk, Pudukkottai District in accordance with prescribed Rules and further directing respondents 1 to 6 to take necessary penal/recovery action against persons who are responsible for illicit cutting of trees in tanks of Sendhakudi Panchayat, Alangudi Taluk, Pudukkottai District.

For Petitioner : Mr.R.Balakrishnan
for Mr.K.N.Govardhanan

For R1 - R7 : Mr.A.Baskaran
Additional Government Pleader

For R8 & R9 : No Appearance



W.P(MD)No.9175 of 2015

ORDER

WEB COPY

The present writ petition has been filed seeking a mandamus, directing the 7th respondent Panchayat to conduct auction for cutting of trees in bunds of tanks in Sendhakudi Panchayat, Alangudi Taluk, Pudukkottai District in accordance with the prescribed Rules.

2. The learned Additional Government Pleader appearing for the Panchayat brought to the notice of the Court that on 07.05.2015, public auction notice was issued for conducting an auction on 22.05.2015 and the auction has been conducted on the said date and hence, nothing survives in the writ petition for adjudication.

3. The learned counsel appearing for the petitioner has contended that without following statutory Rules, the respondent authorities are granting permission to cut and remove the trees. Hence, he contended that the authorities may be directed to strictly follow the statutory provisions.

4. In future, if the respondents are intending to grant any order for



W.P(MD)No.9175 of 2015

cutting of the trees in the properties belonging to the Panchayat, they are directed to strictly comply with the Tamil Nadu Panchayats (Determination of claim to trees growing on public roads or other property vesting in or belonging to Village Panchayats) Rules, 2001.

5. With the above said observations, this Writ Petition stands closed. No costs. Consequently, connected Miscellaneous Petitions are also closed.

01.12.2022

Index : Yes / No
Internet : Yes / No

gbg

To

- 1.The District Collector,
Pudukkottai,
Pudukkottai District.
- 2.The Superintendent of Police,
Pudukkottai,
Pudukkottai District.
- 3.The Assistant Director of Panchayats,
O/o. the Assistant Director of Panchayats,
Collectorate campus,
Pudukkottai, Pudukkottai District.



W.P(MD)No.9175 of 2015

WEB COPY

- 4.The Revenue Divisional Officer,
Pudukkottai, Pudukkottai District.
- 5.The Tahsildar,
Alangudi, Alangudi Taluk,
Pudukkottai District.
- 6.The Block Development Officer,
Thiruvarankulam Panchayat Union,
Thiruvarankulam, Alangudi Taluk,
Pudukkottai District.
- 7.The President,
Senthakudi Panchayat,
Alangudi Taluk,
Pudukkottai District.



WEB COPY



W.P(MD)No.9175 of 2015

R.VIJAYAKUMAR ,J.

gbg

Order made in
W.P(MD)No.9175 of 2015

Dated:
01.12.2022