



W.P.No.20209 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 23.01.2023

CORAM

THE HONOURABLE Mr.JUSTICE R.MAHADEVAN
AND
THE HONOURABLE Mr.JUSTICE MOHAMMED SHAFFIQ

W.P.No.20209 of 2016

V.Lakshmanan

.. Petitioner

Vs.

1.The District Collector
Villupuram District, Villupuram

2.The Tahsildar
Melmalayanur Taluk, Melmalayanur
Villupuram District

3.N.Rajendran
S/o.Nagappan, Kuduvampoondi Village
Melmalayanur Taluk, Villupuram District

.. Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF MANDAMUS directing the first and second respondents to consider the petitioner's representation dated 07.04.2016 and take suitable action to remove the encroachment caused in the cart track in Survey No.26 situated at Kuduvampoondi Village, Melmalayanur Taluk, Villupuram District.



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For Petitioner : Mr.C.Munusamy

For RR 1 and 2 : Mr.A.Selvendran
Special Government Pleader

ORDER

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

This writ petition has been filed by the petitioner seeking a direction to the first and second respondents to consider his representation dated 07.04.2016 and to evict the encroachment caused in the cart track in Survey No.26 situated at Kuduvampoondi Village, Melmalayanur Taluk, Villupuram District.

2.When the matter was taken up for consideration, the learned Additional Government Pleader appearing for the respondents 1 and 2 drew the attention of this Court to the counter affidavit filed by the second respondent, wherein it has been stated that the Survey No.26 situated at Kuduvampoondi Village, Melmalayanur Taluk, Villupuram District is a patta land and on verification of the revenue records, it was found that there is no cart track in the said survey number. Thus, according to the learned counsel, there is no encroachment as alleged by the petitioner.



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3.In reply, the learned counsel for the petitioner sought liberty to the petitioner to approach the authorities concerned to work out his remedy in the manner known to law.

4.Granted such liberty to the petitioner, this writ petition stands disposed of. No costs.

[R.M.D., J.] [M.S.Q., J.]
23.01.2023

Index: Yes / No
Speaking order / Non-speaking order
Neutral Citation: Yes / No

nsd/ay

To

- 1.The District Collector
Villupuram District, Villupuram
- 2.The Tahsildar
Melmalayanur Taluk, Melmalayanur
Villupuram District



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MOHAMMED SHAFFIQ, J.

nsd

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