



W.P.No.7064 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.03.2023

CORAM

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Writ Petition No.7064 of 2023

1. P.Murugaiyan
2. Mala
3. K.Seeman Sri Kumar
4. K.Chandrashekar
5. Sirila
6. G.Kannan
7. A.Evangilin Revathy
8. Mary Vincent
9. Valli
- 10.Jayarani
- 11.Mohanraj
- 12.Jayavel
- 13.K.Perumal
- 14.A.Anees
- 15.R.Kalavathy
- 16.M.Rajeshwari
- 17.S.Rajkumar
- 18.Vishwanathan Ayyarvelu
- 19.B.Perumal
- 20.E.Kumari
- 21.B.Kavitha
- 22.N.Muniyammal
- 23.Bhuvanesh
- 24.Alamelu
- 25.J.Felix Juliet Cesa



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26.Sandhiya
27.M.Sekar
28.S.Saravanan
29.D.Madhavan
30.Amsaveni
31.S.Uma Maheswari
32.R.Devika
33.V.Manammal
34.M.Muthu
35.P.Jayakodi
36.S.Kanimozhi
37.S.Cihitra
38.C.Jayalakshmi
39.T.Shobana
40.V.Sathana Krishnan
41.K.Ravi
42.Ashok Kumar
43.V.Ramakrishnan
44.G.Vijaya Kumar

.. Petitioners

Vs.

1. The District Collector
Chengalpattu District
Collectorate, GST Road
Chengalpattu 603 001.
2. The Tahsildar
Chengalpattu District
Chengalpattu Taluk Office
Chengalpattu 603 001.
3. Revenue Inspector
Chengalpattu District
Chengalpattu Taluk Office
Chengalpattu 603 001.
4. The Department of Medical Education
Rep. by its Director



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No.156, Poonamallee High Road
Chetpet, Chennai 600 031.

5. Chennai Metropolitan Development Authority
Rep. by its Member Secretary
Thalamuthu Natarajan House
Gandhi Irwin Road, Ansari Estate
Egmore, Chennai 600 008.

.. Respondents

Prayer: Writ Petition under Article 226 of the Constitution of India praying for a writ of Mandamus directing the first respondent to consider the appeals filed by the petitioners challenging the notice dated 12.05.2022 issued by the second respondent within a time to be fixed by this Hon'ble Court in accordance with the provisions of the Tamil Nadu Encroachment Act, 1905.

For the Petitioners : Mr.B.Aravind Srevatsa

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for Respondents 1 to 3

ORDER

(Made by the Hon'ble Acting Chief Justice)

This writ petition has been filed seeking a direction to the first respondent to consider the appeals filed by the petitioners challenging the notice dated 12.05.2022 issued by the second respondent, in accordance with the provisions of the Tamil Nadu



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Encroachment Act, 1905.

2. The petitioners are in possession and enjoyment of the respective lands in question for nearly three decades. They have been issued with Aadhar card, Voter ID, Ration card and also provided with electricity and water connection. On 22.04.2022, they have been issued with a show cause notice dated 22.04.2022 calling for explanation as to why they should not be evicted from the Government land, for which, they sent their detailed reply on 04.05.2022.

3. On 12.05.2022, the second respondent issued a notice directing them to vacate the lands in question within seven days. Challenging the said order, the petitioners have filed an appeal before the first respondent on 16.05.2022 and they are pending. Apprehending that the respondents 1 to 3 would forcibly take possession of their lands in question, the petitioners have come up with this writ petition.

3. Mr.P.Muthukumar, learned State Government Pleader,



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submitted that the first respondent will consider the appeals filed by the petitioner dated 16.05.2022 and pass orders within a period of two weeks.

4. In view of the above, this writ petition is disposed of, directing the first respondent to consider the appeals filed by the petitioners dated 18.05.2022 and pass appropriate orders, on merits and in accordance with law, within a period of two weeks from the date of receipt of a copy of this order. Till the disposal of the said appeals, the respondents shall maintain status quo. There will be no order as to costs. Consequently, WMP No.7143 of 2023 is also dismissed and WMP No.7141 of 2023 is closed.

(T.R., ACJ.) (D.B.C., J.)
07.03.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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Chengalpattu District
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2. The Tahsildar
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T.RAJA, ACJ,
and
D.BHARATHA CHAKRAVARTHY,J

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