



W.P.No.7101 of 2023

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.7101 of 2023

P.Gunasundari

.. Petitioner

Vs.

1. The District Collector
Chengalpet District
Chengalpet 603 001.
2. The Revenue Divisional Officer
VOC Nagar, Chengalpet District
Chengalpet 603 001.
3. The District Revenue Officer
Chengalpet District
Chengalpet 603 001.
4. The Tahsildar
Vandalur Taluk
Otteri, Vandalur
Chennai 48.
5. The Block Development Officer
Kattankulathur
Chengalpet District.

.. Respondents



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Prayer: Writ Petition under Article 226 of the Constitution of India praying for a writ of Mandamus forbearing the respondents 4 and 5 from forcibly evicting the petitioner from her lands in S.No.98/11, Plot No.7 to the extent of 1912 sq.ft. in Village No.25 Murugamangalam within the limits of Kattankulathur Panchayat Union (Now Chengalpet Taluk), Kancheepuram.

For the Petitioner : Mr.M.Gnanasekar

For the Respondents : Mr.J.Ravindran
Additional Advocate General
Assisted by
Mr.A.Selvendran
Special Government Pleader
for Respondents 1 to 4

Mr.P.Muthukumar
State Government Pleader
for Respondent-5

ORDER

(Made by the Hon'ble Acting Chief Justice)

This writ petition has been filed to forbear the respondents 4 and 5 from forcibly evicting the petitioner from her lands in S.No.98/11, Plot No.7 to the extent of 1912 sq.ft. in Village No.25 Murugamangalam within the limits of Kattankulathur Panchayat Union, now Chengalpet Taluk, Kancheepuram.



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2. According to the petitioner, she has constructed a house in the land in question, which was purchased by his brother and later, settled in her favour, after obtaining planning permission from the Panchayat. The brother of the petitioner has been issued with patta by the Tahsildar of Vandalur and his name has also been entered in A Register. On 18.02.2023, the officials of the fourth respondent informed her that the construction was made in the waterbody and that they would evict the persons occupying the lands in S.No.319, Nallankupakkam Village. Hence, her brother made a representation on 20.02.2023 to the first respondent to take action against the respondents 4 and 5 for proposing to evict them and thereafter, has come up with this writ petition.

3. The petitioner has not produced any document or notice issued by the fourth respondent to show that the fourth respondent is attempting to evict her from the land in question. Without any material to substantiate the above contention, the writ petition cannot be entertained.



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4. In view of the above, the writ petition fails and the same is dismissed. There will be no order as to costs. Consequently, WMP No.7178 of 2023 is also dismissed.

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

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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T.RAJA, ACJ,
and
D.BHARATHA CHAKRAVARTHY,J

(kpl)

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