



Review Application No.70 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.04.2023

CORAM

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Review Application No.70 of 2023
and W.M.P.Nos.14901 and 14902 of 2023

James @ VEDIYAPPAN

.. Applicant

-VS-

1. Muniyan
2. The District Collector,
Krishnagiri District,
Krishnagiri.
3. The Revenue Divisional Officer,
Krishnagiri District, Krishnagiri.
4. The Superintendent of Police,
Krishnagiri District, Krishnagiri.
5. The Tahsildar,
Krishnagiri Taluk, Krishnagiri.
6. The Inspector of Police,
Kaverippattinam Police Station,
Krishnagiri District.
7. Kasi



Review Application No.70 of 2023

8. Chinnaraj
9. Settu
10. Murugesan

... Respondents

Prayer: Review Application filed under Order 47 Rule 1 of CPC read with Section 114 of CPC to review the order dated 31.01.2023 passed in W.P.No.2116 of 2023 on the file of this Court.

For the Applicant : Ms.H.Pricilla
for Dass and Viswa Associates

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for RR 2 to 6

* * * * *

ORDER

(Made by the Hon'ble Acting Chief Justice)

The review application is filed seeking to review the order dated 31.01.2023, thereby directing the official respondents to conduct a survey of the land in question and remove the encroachment on the cart tract.

2. Heard the learned counsel on both sides.

3. According to the learned counsel for the petitioner, if the respondents come forward to issue notice before undertaking survey,



4. In reply, Mr.P.Muthukumar, learned State Government Pleaer, admitted that the authorities will issue notice before undertaking the survey and on receipt of the notice, if any representation along with supporting documents is given, the same will be perused and after only action will be taken. Placing on record the above both content, both parties are directed to act on them.

Therefore, this review application is allowed in part modifying the order dated 31.01.2023 to the effect that the respondents shall survey the land in question after issuing notice to the petitioner herein and all concerned parties and depending upon the survey, remove the encroachment, if any, in accordance with law. There will be no order as to costs. Consequently, connected WMPs. are closed.

Index : Yes/No
Neutral Citation : Yes/No
sra



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Review Application No.70 of 2023

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

(sra)

To

1. The District Collector,
Krishnagiri District, Krishnagiri.
2. The Revenue Divisional Officer,
Krishnagiri District, Krishnagiri.
3. The Superintendent of Police,
Krishnagiri District, Krishnagiri.
4. The Tahsildar,
Krishnagiri Taluk, Krishnagiri.
5. The Inspector of Police,
Kaverippattinam Police Station,
Krishnagiri District.

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