



W.P.No.21384 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.07.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKEVALU

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1. G.Ramar
2. R.Arjunan
3. A.Illayaperumal
4. G.Kamachi
5. Dhandapani
6. R.Chinnasamy
7. E.Sekar
8. E.Palani
9. P.Kasthuri
- 10.P.Kamachi
- 11.A.Ramesh
- 12.A.Murugan
- 13.Raman
- 14.R.Murugan
- 15.G.Kumar
- 16.S.Santhakumar
- 17.K.Ravi
- 18.L.Lakshmi
- 19.R.Jai Ganeshnan
- 20.R.Kalaimani
- 21.K.Shanmugasundaram
- 22.S.Moorthy
- 23.Selvam

.. Petitioners



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Vs.

1. Government of Tamil Nadu
Rep. By its Secretary
Revenue and Disaster Management
Fort St. George
Chennai.
2. The Commissioner of Land Administration
Elilagam, Chepauk
Chennai.
3. The District Collector
Thiruvannamalai District
Thiruvannamalai.
4. District Revenue Officer
Thiruvannamalai.
5. Revenue Divisional Officer
Thiruvannamalai.
6. Tahsildar
Thiruvannamalai.
7. Block Development Officer
Thiruvannamalai Union
Vengikkal
Thiruvannamalai.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus forbearing the respondents from evicting the petitioners from the property comprised in Survey No.20/1 situated at So. Keezhnachipat Village, Tiruvannamalai Taluk and District till the disposal of the appeal dated 03.10.2022.



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For the Petitioners : Mr.K.Rajarajan

For the Respondents : Mr.P.Muthukumar
State Government Pleader
Assisted by
Mrs.R.Anitha
Special Government Pleader

ORDER
(Made by the Hon'ble Chief Justice)

We have heard Mr.R.Rajarajan, learned counsel for the petitioners and Mr.P.Muthukumar, learned State Government Pleader, assisted by Mrs.R.Anitha, learned Special Government Pleader for the respondents.

2. Learned counsel for the petitioners submits that the petitioners have filed an appeal under Section 10 of the Tamil Nadu Land Encroachment Act on 03.10.2022. Subsequently, stay petition was filed on 15.06.2023. However, no cognizance is taken and now, the eviction notice is also issued.

3. The petitioners shall appear before the appellate authority on



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27.07.2023 and put forth their case. With regard to stay petition filed in the appeal, the appellate authority shall endeavour to decide within fifteen days from the date of appearance of the petitioners. Till the stay petition is decided by the Collector, no further coercive steps be taken. Depending upon the decision of the Collector, the parties may take further steps.

4. The writ petition is disposed of. There will be no order as to costs. W.M.P.No.20795 of 2023 filed to permit the petitioners to file a single writ petition is allowed, inasmuch as they have paid separate court-fee. W.M.P.No.20797 of 2023 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

20.07.2023

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU, J.

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