



W.P.No.27319 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.09.2023

CORAM :

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

AND

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

W.P.No.27319 of 2023

M.Venkatesan

..

Petitioner

Vs.

1. The District Collector
Office of the District Collector
Villupuram District.
2. The Sub Collector
Office of the Sub District Collector
Tindivanam.
3. The Thasildhar
Office of the Thasildhar
Marakkanam Taluk
Tindivanam.
4. The President
Kilsiviri Village
Marakkanam Taluk
Tindivanam.
5. Gnanamurthy
6. Jaisankar



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7. Krishnamoorthy
8. Ranganathan
9. Suresh Babu

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the first to third respondents to remove the encroachment made by the fifth to ninth respondents in Survey Nos.59/1, 58/3, 58/4, 59/7 Kilsiviri Village, Marakkanam Taluk, Tindivanam.

For the Petitioner : Mr.G.Mohammed Aseef

For the Respondents : Mr.P.Muthukumar
Special Government Pleader
assisted by Mr.K.M.D.Muhilan
Additional Government Pleader
for R1 to R3

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.G.Mohammed Aseef, learned counsel for the petitioner and Mr.P.Muthukumar, learned Special Government Pleader assisted by Mr.K.M.D.Muhilan, learned Additional Government Pleader for respondents 1 to 3.



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2. Learned counsel for the petitioner submits that there is a public pathway in S.Nos.59/1, 58/3, 58/4, 59/7 and respondents 5 to 9 have encroached upon the said properties.

3. Learned State Government Pleader submits that S.Nos.59/1, 58/3 and 58/4 are patta lands and S.No.59/7 is a Government Land. Learned State Government Pleader further submits that survey would be conducted in respect of S.No.59/7 and if encroachment is found, further steps shall be taken by the Authorities, as may be permissible under law.

4. In view of the above, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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(drm)

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