



THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY
AND
THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN

W.P.No.31090 of 2023

M.Gunasekaran

...Petitioner

Vs.

1.The District Collector,
Tiruvannamalai District,
Tiruvannamalai.

2.The Assistant Engineer (A.E),
Water Development Department,
Irrigation Wing, Vandavasi,
Tiruvannamalai District.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, seeking issuance of Writ of Mandamus, directing the 1st respondent to consider the petitioner appeal representation dated 15.10.2023 under Section 10 of Tamil Nadu Land Encroachment and Eviction Laws, consequently set aside the 2nd respondent's proceedings dated 06.10.2023 eviction notice, Tamil Nadu Government, Water Development Department, (See Rule 6(1) against the petitioner.



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W.P.No.31090 of 2



For Petitioner : Mr.T.V.G.Kartheeban

For Respondents : Mr.A.Selvendran
Special Government Pleader

ORDER

(Order of the Court was made by D.BHARATHA CHAKRAVARTHY, J.)

This Writ Petition is filed with a prayer to dispose of the appeal of the petitioner dated 15.10.2023. It is seen that the impugned order is passed as per the provisions of the Tamil Nadu Protection of Tanks and Eviction of Encroachment Act, 2007. There is no appeal, which is provided, under the said Act. Therefore, the prayer as such, which is sought for in this Writ Petition cannot be countenanced. However, preserving liberty of the petitioner to challenge the Form-III notice in the manner known to law, this Writ Petition is dismissed. No costs.

(D.B.C.,J.) (V.L.N., J.)
26.10.2023

mkn/kkn

Internet: Yes/No

Index: Yes/No

Speaking/Non-speaking

Neutral Citation : Yes/No



To:-

- 1.The District Collector,
Tiruvannamalai District,
Tiruvannamalai.
- 2.The Assistant Engineer (A.E),
Water Development Department,
Irrigation Wing, Vandavasi,
Tiruvannamalai District.

W.P.No.31090 of 2





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W.P.No.31090 of 2

D.BHARATHA CHAKRAVARTHY, J.
and
V.LAKSHMINARAYANAN, J.

MKN/KKN

W.P.No.31090 of 2023

26.10.2023