



W.P.No.34700 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.12.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.34700 of 2023

L.Gurusave

.. Petitioner

Vs.

1. The Land Commissioner
Land Administration Department
2nd Floor, Ezhilagam, Chempauk
Chennai, Tamil Nadu – 600 005.
2. The District Collector
Collectorate of Tirupathur
Government Garden, Thirupathur District
Thirupathur, Tamil Nadu – 635 601.
3. The District Revenue Officer
Collectorate of Tirupathur
Government Garden, Thirupathur District
Thirupathur, Tamil Nadu – 635 601.
4. The District Registrar
District Registrar Office - Tirupathur
Tirupathur District, Collectorate of Tirupathur
Tamil Nadu – 635 601.



W.P.No.34700 of 2023

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5. The Sub Registrar
Sub Registrar Office
Natrampalli, Tirupathur
Tamil Nadu – 635 852.
6. The Executive Officer
Natrampalli Town Panchayat
Natrampalli, Tirupathur
Tamil Nadu – 635 852.
7. K.Raja
8. D.Samaraji

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the 7th and 8th respondents not to proceed further in the matter of layout proposal in the name and style "Thangam Nagar" comprised in S.Nos.438, 439/1, 439/3 & 439/4 of Natrampalli Village and taluk and Tirupathur District and further directing respondents 1 to 6 not to process the application of the 7th and 8th respondents in the matter of laying out of plots at S.Nos.438, 439/1, 439/3 and 439/4 without following the conversion rules to convert agriculture land into that of housing plots.

For the Petitioner : Mr.C.Johnson

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1 to R5



W.P.No.34700 of 2023

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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.C.Johnson, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for respondents 1 to 5.

2. The present writ petition is filed in the nature of a public interest litigation. We do not find any permission granted to the layout. The contention of the petitioner is that the layout should not be permitted. There is nothing on record to substantiate that the authorities have sanctioned the layout or that they are not following the procedure. The writ petition, it appears, is filed prematurely. It is only if permission is granted without following the procedure, then the aggrieved party can have a cause of action.

3. Learned counsel for the petitioner, at this stage, seeks leave to withdraw the writ petition.



W.P.No.34700 of 2023

WEB COPY

4. The writ petition, as such, stands dismissed as withdrawn.

There shall be no order as to costs. Consequently, W.M.P.No.34662 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

20.12.2023

Index : Yes/No

Neutral Citation : Yes/No

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W.P.No.34700 of 2023

WEB COPY

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W.P.No.34700 of 2023

THE HON'BLE CHIEF JUSTICE
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D.BHARATHA CHAKRAVARTHY, J.

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