



W.P.No.2982 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.02.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.2982 of 2023

R.Sivasankar

.. Petitioner

Vs

1.The District Collector,
Vellore District,
Vellore.

2.The District Forest Officer,
Vellore District,
Vellore.

3.The Forest Range Officer,
Gudiyatham Range,
Vellore District.

4.The Tahsildar,
Gudiyatham,
Vellore District.

5.N.Pounammal

6.N.Somasundaram

.. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to remove the encroachments in the Forest Poramboke land situated in S.No.253/3 and 254 of Kanavai Mottur Village, Gudiyatham Taluk, Vellore District within reasonable time.

For the Petitioner : Mr.S.Sivakumar

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondent Nos.1 to 4

ORDER

(Order of the court was made by the Hon'ble Acting Chief Justice)

R.Sivasankar, son of Ramalingam, a resident of Kanavai Mottur Village, Kallapadi Post, Gudiyatham Taluk, Vellore District, has filed this writ petition seeking issuance of a writ of mandamus directing respondents 1 to 4 to remove the encroachments in the Forest Poramboke land situated in S.No.253/3 and 254 of Kanavai Mottur Village, Gudiyatham Taluk, Vellore District, on the basis of a letter dated 25.7.2019 sent by the Tahsildar, Gudiyatham Taluk, wherein it has been mentioned that the land in Survey Nos.253/3 and 254 is classified as "Forest Poramboke".

2. Mr.S.Sivakumar, learned counsel for the petitioner, would



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submit that respondents 5 and 6 have encroached upon the land in question classified as "Forest Poramboke" and before any third party rights are created, the encroachments may be directed to be removed.

3. Mr.P.Muthukumar, learned State Government Pleader taking notice on behalf of respondents 1 to 4, would submit that, if four weeks' time is granted to the respondent authorities, they will remove the encroachments.

4. Recording the aforesaid submission made by learned State Government Pleader, the writ petition is disposed of with a direction to respondents 1 to 4 to remove the encroachments upon the land in Survey Nos.253/3 and 254 within a period of four weeks from the date of receipt of a copy of this order in accordance with law. There will be no order as to costs.

(T.R., ACJ.) (D.B.C., J.)
06.02.2023

Index : No
Neutral Citation : No



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To:

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

(sasi)

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