



W.P.No.33273 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.33273 of 2023

V.S.Mahadevan

..

Petitioner

Vs.

1. The District Collector
Erode District, Erode – 11.
2. The Divisional Engineer
Highways Department
Erode Division, Erode.
3. The Revenue Divisional Officer
Erode Division, Erode – 2.
4. The Tahsildar
Kodumudi Taluk
Erode District – 638 151.
5. The Assistant Divisional Engineer
Highways Department
Kodumudi Assistant Division Office
Kodumudi – 638 151.
6. The Assistant Engineer

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Highways Department
Kodumudi Assistant Division Office
Kodumudi – 638 151.

7. The Executive Officer
Pasur Town Panchayat
Pasur, Kodumudi Taluk
Erode District – 638 154.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus, to call for the records on the file of the fifth respondent impugned notice in Na.Ka.No.510/2023/U dated 25.10.2023 and quash the same and consequently direct the respondents, to conduct the survey and fix the boundaries for demarcation of the land.

For the Petitioner : Mr.K.Karthikeyan

For the Respondents : Mr.P.Muthukumar
State Government Pleader

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.K.Karthikeyan, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for the respondents.



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2. Learned counsel for the petitioner submits that S.No.84/17 belongs to the wife of the petitioner and notice was issued to the petitioner to remove the construction over the premises.

3. Admittedly, even according to the petitioner, the petitioner is not the owner of the property. In that event, he can ignore the notice. The one who is the owner of the property and who is affected would have the right to agitate.

4. With these observations, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.No.33018 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

24.11.2023

Index : Yes/No
Neutral Citation : Yes/No

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

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