



WEB COPY



W.P.No.34918 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.01.2023

CORAM:

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

W.P.No.34918 of 2022

A.Kannamma

... Petitioner

Vs.

1.The Commissioner
Corporation of Coimbatore
Coimbatore-641 001

2.The Assistant Commissioner
West Zone
Corporation of Coimbatore
Coimbatore

3.The Thasildar
Perur Taluk Office
44-C, Siruvani Main road
Perur,
Coimbatore

4.Palani Ammal

5.D.Saratha

6.D.Kavitha

... Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India
praying to issue a Writ of Mandamus directing the respondents 1 to 3 to



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consider the representation of the petitioner dated 02.11.2022 and pass orders.

For Petitioner : Mr.N.Ravishankar Vallatharasu

For Respondents : Mr.K.M.D. Muhilan AGP for R3

Mr.M.Velmurugan for R1 and 2

ORDER

This Writ Petition is filed seeking to issue a Writ of Mandamus directing the respondents 1 to 3 to consider the representation of the petitioner dated 02.11.2022 and pass orders.

2. It is the case of the Writ Petitioner that he purchased the property from one Ganesan in S.No.524 of Vadavalli village. The said Ganesan already filed a suit in O.S.No.839 of 2001 against one Sukumaran, Duraisamy and Executive Officer, Vadavalli. The said suit has been decreed in favour of the said Ganesan. Despite the above suit filed for permanent injunction and mandatory injunction, the legal heirs of the Duraiswamy causing troubles, therefore he has given a representation to change the revenue records.



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3. This Court is at loss to understand as to how the Writ Petition is maintainable. When the petitioner's vendor has already obtained a decree for permanent injunction and mandatory injunction and if any disturbance is caused despite such permanent injunction, the petitioner can steps into the shoes of the vendor can very well execute the decree for permanent injunction.

In such view of the matter, the Writ Petition is dismissed. No costs.

02.01.2023

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Internet: Yes

Speaking/Non speaking order

Neutral citation: Yes/No

To

1.The Commissioner
Corporation of Coimbatore
Coimbatore-641 001

2.The Assistant Commissioner
West Zone
Corporation of Coimbatore
Coimbatore

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N. SATHISH KUMAR, J.

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