



W.P.No.34009 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.12.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.34009 of 2023

A.Ajith Kumar

.. Petitioner

Vs.

1. The District Collector
District Collector Office
Kallakurichi, Kallakurichi District.
2. The Superintendent of Police
District Collector Campus
Kallakurichi, Kallakurichi District.
3. The Tahsildar
Ulundurpet Taluk
Kallakurichi District.
4. The Inspector of Police
Rishivandiyam Police Station
Kallakurichi District.
5. The Block Development Officer
Ulundurpet Taluk
Kallakurichi District.



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6. The Revenue Inspector
Eriyur Firka, Ulundurpet Taluk
Kallakurichi District.
7. The Village Administration Officer
Kattu Edaiyur Village
Ulundurpet Taluk
Kallakurichi District – 605 751.
8. The Village President
Kattu Edaiyar Village
Ulundurpet Taluk
Kallakurichi District – 605 751.
9. G.Ammasi .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 8 to remove the encroachment made by the 9th respondent in Natham Survey No.589/11 measuring to an extent of 01.72 Ares (1851.39 Sq.ft.,) situated at Kattu Edaiyar Village, Ulundurpet Taluk, Kallakurichi District.

For the Petitioner : Mr.N.Subramaniyan

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1 to R8



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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.N.Subramaniyan, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for respondents 1 to 8.

2. Learned counsel for the petitioner submits that encroachment is proved and even an order under Section 6 of the Tamil Nadu Land Encroachment Act, 1905 has been passed. However, no further steps are undertaken by the authorities for removal of the encroachment.

3. Learned State Government Pleader submits that 16.11.2023 was the date fixed for removal of the encroachment. However, due to administrative reasons, the encroachment could not be removed. Learned State Government Pleader further submits that steps would be taken for removal of the encroachment within a period of two months from today in pursuance to the order under Section 6 of the Tamil Nadu Land Encroachment Act, 1905, provided there is no interim order of stay granted by any competent forum.



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4. In view of the said submissions, the writ petition, as such, stands disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
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