



W.P. No. 35328 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.12.2023

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 35328 of 2023

and

W.M.P. No. 35303 of 2023

V.Maheswari

... Petitioner

-VS-

1. Tamil Nadu Small Industries Development Corporation Ltd.
Rep. by its Managing Director
Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai – 600 032.
2. The General Manager
Tamil Nadu Small Industries Development Corporation Ltd.
(TANSIDCO)
Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai – 600 032.
3. The Branch Manager
Tamil Nadu Small Industries Development Corporation Ltd.
(TANSIDCO)
Industrial Estate, Five Road
Salem – 636 004.
4. The District Collector
Salem District, Salem.
5. S.Ponrowthri

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, forbearing the Third to Fifth



W.P. No. 35328 of 2023

Respondents from disturbing possession and industrial business of the Petitioner in the industrial Plot No.74, Women Industrial Park, SIDCO Industrial Estate, Karuppur, Salem – 636 011, Salem District, and consequently direct the First to Third Respondents to transfer Industrial Unit Plot No.74, Women Industrial Estate, Karuppur, Salem – 636 011, Salem District in the name of Petitioner.

For Petitioner : Mr. M.R.Jothimanian

For Respondents : Ms. Sithara Sarangan (for R1 to R3)

Mr. S.J.Mohamed Sathik,
Government Advocate (for R4)

ORDER

Heard Mr. M.R.Jothimanian, Learned Counsel for the Petitioner, Ms. Sithara Sarangan, Learned Counsel, who takes notice for the First to Third Respondents, and Mr. S.J.Mohamed Sathik, Learned Government Advocate, who takes notice for the Fourth Respondent, and perused the materials placed on record, apart from the pleadings of the parties.

2. The Petitioner has filed this Writ Petition seeking a direction to the Third to Fifth Respondents from disturbing her possession and industrial business at



W.P. No. 35328 of 2023

industrial Plot No.74, Women Industrial Estate, Karuppur, Salem.

WEB COPY

3. In response, the Fourth Respondent has filed a memo dated 19.12.2023 stating as follows:-

“2. It is submitted that the Fourth Respondent has not interfered in the above issue. It is stated that the Revenue Department has not initiated any eviction process or subsequent procedures against the Petitioner. It is submitted that the Petitioner is making false allegations against the Fourth Respondent.”

4. It has also been brought to notice that the Petitioner has already filed a civil suit in O.S. No. 31 of 2021 before the II Additional District Court, Salem in respect of the same dispute. When it is pointed out that the Petitioner could seek the relief claimed in this Writ Petition in the said suit, Learned Counsel for the Petitioner seeks permission of the Court to withdraw the Writ Petition reserving the rights of the Petitioner to raise all her contentions in O.S. No. 31 of 2021 pending before the II Additional District Court, Salem, and he has made an endorsement to that effect in the court record.



W.P. No. 35328 of 2023

In view of the same, the Writ Petition is dismissed as withdrawn with the
aforesaid clarifications. Consequently, the connected Miscellaneous Petition is
closed. No costs.

19.12.2023

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 18.04.2024.

Maya

To

1. Tamil Nadu Small Industries Development Corporation Ltd.
Rep. by its Managing Director
Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai – 600 032.
2. The General Manager
Tamil Nadu Small Industries Development Corporation Ltd.
(TANSIDCO)
Thiru.Vi.Ka. Industrial Estate
Guindy, Chennai – 600 032.
3. The Branch Manager
Tamil Nadu Small Industries Development Corporation Ltd.
(TANSIDCO)
Industrial Estate, Five Road
Salem – 636 004.
4. The District Collector
Salem District, Salem.



WEB COPY



W.P. No. 35328 of 2023

P.D. AUDIKESAVALU, J.

Maya

W.P. No. 35328 of 2023

19.12.2023