



W.P.(MD).No.20459 of 2013

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 30.10.2023

CORAM

**THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN**

W.P.(MD).No.20459 of 2013
and
M.P.(MD).No.1 of 2013

M.Durairaj

.. Petitioner

Vs.

- 1.The Assistant Regional Engineer,
Highways,
Sivagangai District.
- 2.The Inspector of Police,
Kalayarkoil Police Station,
Sivagangai District.
- 3.The Muthawalli,
Muslim Jamath Palli Vasal,
Maravamangalam,
Sivagangai.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a writ of Certiorari, calling for the records relating to the proceedings in கு.No.454/2013/இந்நிவதொஅ dated 12.12.2013 on the file of the 1st respondent and quash the same.



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For Petitioner : Mr.G.Prabhu Rajadurai
For R-1 & R-2 : Mr.N.Satheesh Kumar
Additional Government Pleader
For R-3 : Mr.Mohamed Rafi
for M/s.Ajmal Associates

ORDER

(Order of the Court was made by S.M.SUBRAMANIAM,J.)

The order passed by the first respondent in proceedings dated 12.12.2013 for removal of encroachment is under challenge in the present Writ Petition.

2. The learned Additional Government Pleader appearing for the first and second respondents made a submission that the encroachments were already removed in respect of the Highways land in 173/4 to 174/6 KM. Thus, the cause of action did not exist as of now.



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3. Hence, the Writ Petition becomes infructuous and stands disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition stands closed.

(S.M.S.,J.) (V.L.N.,J.)
30.10.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
Lm

To

1.The Assistant Regional Engineer,
Highways,
Sivagangai District.

2.The Inspector of Police,
Kalayarkoil Police Station,
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V.LAKSHMINARAYANAN,J.

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