



W.P.(MD) No.9407 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.04.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.9407 of 2023
and
W.M.P.(MD) No.8404 of 2023**

K.Angammal

... Petitioner

-VS-

- 1.The District Collector
Thiruchirappalli
- 2.The Assistant Commissioner
Ward Office-5
Thrichirappalli Corporation
Thrichirappalli
- 3.The Deputy Commissioner
Thiruchirapalli Corporation
Thiruchirapalli
- 4.The Thasildar (West)
Thasildar Office West
Campion School Opposite
Thiruchirappalli
- 5.Tamilselvan

... Respondents



W.P.(MD) No.9407 of 2023

WEB C

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the records relating to the impugned notice issued in Na.Ka.No.3569/2016/F1/(va.ku.a5) dated 15.04.2023 by the second respondent herein and quash the same.

For Petitioner : Mr.G.Balumahendran

For Respondents : Mr.V.Nirmal Kumar
Government Advocate for R1 & R4
Mr.R.Baskaran
for M/s.R.B.Associates for R2 & R3
Mr.S.Velusamy for R5

ORDER

[Order of the Court was made by R.SUBRAMANIAN, J.]

Challenge in this writ petition is to the notice, dated 15.04.2023, issued by the second respondent, seeking to remove encroachments.

2. This Court, by order dated 11.11.2022, has directed the official respondents, namely, the District Collector, Trichirappalli District and others, to effect a survey of the land in question in old T.S.No.78, new T.S.No.4 of Thamalaroobayam Village and to remove the encroachments, if any, found in the land classified as pathway. Pursuant to the said direction, the authorities concerned had surveyed the land in question and found that there is an



W.P.(MD) No.9407 of 2023

encroachment to an extent of 25.8 sq.meter. A copy of the Town Survey Register has been placed before this Court. It shows that the land in issue has been classified as “பாத்தை”. In view of the said classification and in view of the survey report, which shows that the petitioner has encroached upon the land which is classified as “பாத்தை”, we do not see any reason to entertain this writ petition.

3. Accordingly, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

21.04.2023

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

krk

To:

- 1.The District Collector,
Thiruchirappalli.
- 2.The Thasildar (West),
Thasildar Office West,
Campion School Opposite,
Thiruchirappalli.



WEB COPY



W.P.(MD) No.9407 of 2023

R.SUBRAMANIAN, J.
and
L.VICTORIA GOWRI, J.

krk

W.P.(MD) No.9407 of 2023
and
W.M.P.(MD) No.8404 of 2023

21.04.2023