



W.P.(MD) No.10469 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.11.2023

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

**W.P.(MD) No.10469 of 2023
and
W.M.P.(MD) No.9303 of 2023**

C.Ganesan

... Petitioner

-VS-

- 1.The District Collector
Tirunelveli District
Tirunelveli
- 2.The Sub Collector /
Revenue Divisional Officer
Cheranmahadevi
- 3.The Tahsildar
Cheranmahadevi Taluk
Cheranmahadevi
- 4.Balamani

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 3 to remove the encroachment made by the fourth respondent upon the public pathway in



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Survey No.1870/24, Old Survey No.1213/1 Part, Cheranmahadevi Village,
Cheranmahadevi Taluk, Tirunelveli District forthwith.

For Petitioner : Mr.J.Parekh Kumar

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1 to R3
Mr.G.Arumugaraja for R4

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Heard Mr.J.Parekh Kumar, learned counsel for the petitioner,
Mr.T.Amjad Khan, learned Government Advocate for the respondents 1 to 4
and Mr.G.Arumugaraja, learned counsel for the fourth respondent.

2. It is submitted by the learned counsel for the petitioner that the
State Authority has already initiated steps for removal of encroachment by
issuing a notice in January, 2023.

3. Learned Government Advocate appearing for the respondents 1
to 3 submits that in case encroachment is found and the explanation of the
person is not found to be satisfactory, then order under Section 6 of the Tamil



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Nadu Land Encroachment Act, 1905, would be passed within a period of four weeks from today.

4. In view of the said statement, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

[S.V.G., .C.J.]

[K.K.R.K., J.]

28.11.2023

(2/2)

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

krk

To:

- 1.The District Collector,
Tirunelveli District,
Tirunelveli.
- 2.The Sub Collector /
Revenue Divisional Officer,
Cheranmahadevi.
- 3.The Tahsildar,
Cheranmahadevi Taluk,
Cheranmahadevi.



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