



W.P.(MD) No.13002 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.06.2023

CORAM:

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

W.P.(MD) No.13002 of 2023

Deivam

... Petitioner

-VS-

1. The Tahsildar,
Dindigul West Taluk, Dindigul.
2. The Executive Officer,
Thadikombu Town Panchayat,
Dindigul District.

3. Gandhimathi

4. Ganesan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the 2nd respondent to remove the encroachment made by the 3rd and 4th respondents in S.No. 1777/15, at Thadikombu Village, Dindigul West Taluk, Dindigul District, based on the proceeding initiated by the 1st



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respondent in Na.Ka.No. 14/2002/A3, dated 03.11.2022, within the stipulated period as fixed by this Honble Court.

For Petitioner : Mr.D.Ramesh Kumar

For Respondents : Mr.P.Thilakkumar
Government Pleader for R2
Mr.S.P.Maharajan
Special Government Pleader for R1

ORDER

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

Mr.P.Thilkakumar, learned Government Pleader, takes notice for the second respondent and Mr.S.P.Maharajan, learned Special Government Pleader, takes notice for the first respondent.

2. Considering the nature of the relief, notice to the private respondents is deemed unnecessary.

3. With the consent of both sides, this writ petition is taken up for final hearing at the admission stage itself.



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4. Learned Government Pleader appearing for the second respondent submits that a notice under Section 182 of the Tamil Nadu District Municipalities Act, 1920, has already been issued to the petitioner.

5. Since the respondents have already taken action for eviction of the encroachments, we do not find any reason to entertain the writ petition. The respondents are however directed to pursue the eviction proceedings to its logical conclusion.

6. Accordingly, the writ petition stands dismissed. No costs.

[R.S.M., J.]

[L.V.G., J.]

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NCC : No
Index : No
Internet : Yes
PKN



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