



W.P.(MD) No.13054 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.13054 of 2023
and
W.M.P.(MD) No.11049 of 2023**

Rasu

... Petitioner

-VS-

1. The District Collector,
Ramanathapuram.

2. The Thasildar,
Thiruvadanai, Ramanathapuram District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the 1st respondent to number and dispose of the petitioners appeal dated 06.03.2023.

For Petitioner : Mr.J.Madhu

For Respondents : Mr.S.P.Maharajan
Special Government Pleader



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ORDER

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

Mr.S.P.Maharajan, learned Special Government Pleader, takes notice for the respondents.

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

3. Prayer in this writ petition reads as follows:-

“For the reasons stated in the accompanying affidavit it is therefore prayed that this Hon'ble Court may be pleased to issue a WRIT OF MANDAMUS directing the 1st respondent to number and dispose of the petitioners appeal dated 06.03.2023.”

4. Considering the fact that the petitioner is facing threat of eviction and the appeal would become infructuous if the eviction orders are carried out



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pending appeal there will be a direction to the first respondent to dispose of the appeal filed by the petitioner under Section 10 of the Tamil Nadu Land Encroachment Act, 1905, within a period of four months from the date of receipt of a copy of this order. In the interregnum, the possession of the petitioner shall not be disturbed.

5. The writ petition is disposed of with the above directions. No costs. Consequently, the connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

06.06.2023

NCC : No
Index : No
Internet : Yes
PKN

To

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Ramanathapuram.
2. The Thasildar,
Thiruvadanai, Ramanathapuram District.



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