



WEB COPY

Cont.P.(MD) No.1227 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.07.2023

CORAM:

**THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN
and
THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY**

Cont.P.(MD) No.1227 of 2023

in

W.P.(MD) No.9652 of 2022

R.Sugapriya

... Petitioner

-vs-

1.Anees Sekar
District Collector
Madurai District, Madurai

2.Firthous Fathima
Revenue Divisional Officer
Melur, Madurai District

3.Muthupandi
Tahsildar
Madurai South Taluk
Madurai

4.S.Geetha
Block Development Officer
(Village Panchayats)
Thirupparankundram Union
Madurai District

5.Chandran
Executive Officer / President
Viraganur Panchayat, Madurai

... Respondents



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PRAYER: Contempt Petition is filed under Section 11 of the Contempt of Courts Act praying to punish the respondents for the willful disobedience of the order passed by this Court in W.P.(MD) No.9652 of 2022, dated 08.11.2022.

For Petitioner : Mr.R.Sevugaraja

For Respondents : Mr.P.Thilakkumar
Government Pleader

ORDER

[Order of the Court was made by S.VAIDYANATHAN, J.]

This contempt petition has been filed alleging willful disobedience of the order, dated 08.11.2022, made in W.P.(MD) No.9652 of 2022.

2. When the matter was taken up for hearing, Mr.P.Thilakkumar, learned Government Pleader, who takes notice for the respondents, would submit that the encroachments, as alleged by the petitioner, have been removed.

3. However, the learned counsel for the petitioner refuted the above submission of the learned Government Pleader. According to the



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learned counsel for the petitioner, the neem tree is not yet removed. Originally, it was a plant, now, it has become a big tree. That apart, the encroacher has also planted teak wood plants disturbing the access to the house of the petitioner.

4. Everyone should be encouraged to have more greeneries by planting saplings, which will be useful for everyone. The neem tree, which is sought to be removed by the petitioner, is at the edge of the road. Hence, we find no contempt on the part of the respondents. If the other encroachments, like steps and drainage tanks, have not been removed as contended by the petitioner, he is entitled for removal of the same, if they are in violation of the orders of this Court. The teak wood plants, which are also sought to be removed by the petitioner, are directed to be shifted to the edge of the road.

5. With the above observations, this contempt petition is closed.

[S.V.N., J.]

[D.B.C., J.]

05.07.2023

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

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Madurai District, Madurai.
- 2.Ms.Firthous Fathima,
Revenue Divisional Officer,
Melur, Madurai District.
- 3.Mr.Muthupandi,
Tahsildar,
Madurai South Taluk,
Madurai.
- 4.Ms.S.Geetha,
Block Development Officer,
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S.VAIDYANATHAN, J.
and
D.BHARATHA CHAKRAVARTHY, J.

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