



W.P(MD)No.13870 of 2015

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.07.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.13870 of 2015

A.Abdul Jaffar

... Petitioner

Vs

1.The District Collector,
Pudukottai District.

2.The Revenue Divisional Officer,
Ponnamaravathy Taluk,
Pudukottai District.

3.The Tahsildar,
Ponnamaravathy Taluk,
Pudukottai District.

4.The Block Development Officer,
Ponnamaravathy Taluk,
Pudukottai District.

5.Perumal

6.Manickam

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the fourth respondent to implement the order of the third respondent in his proceedings in Na.Ka.No.



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353/2014/A1 dated 23.04.2015 to remove the encroachment in S.No.701/3 Warpat Village, Ponnamaravathy Taluk, Pudukkottai District within a stipulated time that may be fixed by this Court.

For Petitioner : Mr.V.A.Dhana Aravaindha Balaji
for M/s.Dhana Law Associates

For Respondents : Mr.N.Satheesh Kumar
Additional Government Pleader
for R.1 to R.3

Mr.M.Rajarajan for R.4

Mr.M.Ramu for R.5

No Appearance for R.6

ORDER

Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the official respondents. Though notice has been served on the private respondents, they have not chosen to enter appearance.

2. The grievance of the petitioner is that the petition mentioned survey number is a water body and that it has been encroached and the Tahsildar, Ponnamaravathy after initiating action against them taken has not taken the issue to its logical conclusion.



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3. The third respondent is directed to complete the enquiry. The private respondents and other encroachers if any shall be heard before passing final order. If the third respondent is satisfied that the petition mentioned survey number is a water body and that it has been encroached, action shall be taken to remove the encroachment. I make it clear that I have not gone into the merits of the matter. The entire exercise shall be completed within a period of twelve weeks from the date of receipt of a copy of this order.

4. This writ petition is disposed of accordingly. There shall be no order as to costs.

10.07.2023

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

To

1.The District Collector,
Pudukottai District.

2.The Revenue Divisional Officer,
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Pudukottai District.

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G.R.SWAMINATHAN, J.

MGA

4.The Block Development Officer,
Ponnamaravathy Taluk,
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