



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **30.01.2023**

CORAM:

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
AND
THE HONOURABLE MRS.JUSTICE S.SRIMATHY**

**CONT.P(MD)NO.1418 OF 2022 in W.P(MD)No.1409 of 2022
and
REV.APLC(MD)No.31 of 2022 in W.P(MD)No.1409 of 2022
and
W.M.P(MD)No.5140 of 2022**

CONT.P(MD)NO.1418 OF 2022

PS.Saravanan :Petitioner/Writ Petitioner

.vs.

- 1.Madhusoodhan Reddy, I.A.S.,
The District Collector,
Sivagangai District,
Sivagangai.
- 2.S.Prabakaran,
The Revenue Divisional officer,
Devakottai,
Sivagangai District.
- 3.Manickavasagam,
The Tahsildar,
Karaikudi,
Sivagangai District.
- 4.Ka.Kesavan,
The Block Development Officer,
Sakkottai Panchayat Union,
Sivagangai District.



5.Vairamuthu Anbarasu,
The President,
Illuppakudi Panchayat,
Sakkottai Panchayat Union,
Sivagangai District.

:Contemnors/Respondents. 1 to 5

REV.APLC(MD)No.31 of 2022

Paulpandi

:Petitioner/6th RespondentNo.2

/vs/

1.PS.Saravanan

:Ist Respondent/Petitioner

2.The District Collector,
Sivagangai District,
Sivagangai.

3.The Revenue Divisional officer,
Devakottai,
Sivagangai District.

4.The Tahsildar,
Karaikudi,
Sivagangai District.

5.The Block Development Officer,
Sakkottai Panchayat Union,
Sivagangai District.

6.The President,
Illuppakudi Panchayat,
Sakkottai Panchayat Union,
Sivagangai District.

:Respondents 2 to 6/
Respondents 1 to 5

PRAYER in Contempt P(MD)No.1418 of 2022: Contempt
Petition filed under Section 11 of the Contempt of Courts Act



praying this Court to punish upon the Contemnors/respondents 1 to 5 for their wilful disobedience of the order passed by this Court in W.P(MD)No.1409 of 2022, dated 28.01.2022.

PRAYER in REV.APLC(MD)No.31 of 2022: Review Application filed under Order 47 Rule 1 and 2 r/w Section 114 of Civil Procedure Code praying this Court to review the order made in W.P(MD)No.1409 of 2022, dated 28.01.2022.

CONT.P(MD)NO.1418 OF 2022

For Petitioner :Mr.AN.Ramanathan

For Respondents :Mr.D.Sasikumar
Addl.Govt.Pleader

REV.APLC(MD)NO.31 OF 2022

For Petitioner :Mrs.P.Kalaiyarasi Bharathi

For Respondents :Mr.D.Sasikumar
2 to 6 Addl.Govt.Pleader

COMMON ORDER

DR.G.JAYACHANDRAN,J
AND
S.SRIMATHY,J

The learned Additional Government Pleader appearing for the Contemnors submitted that the alleged encroachment been removed and it is reported that on 09.01.2023 barred wire fencing



been removed after fixing the boundary stones. The learned Additional Government Pleader would further submit that a civil suit is pending between the parties regarding title.

2. Pending the Contempt Petition, the Contempt Petitioner/sixth respondent in the Writ Petition has filed a Review Petition which was taken on file as REV.APLC(MD)No.31 of 2022, wherein, brought out the fact that a civil dispute is pending between the Writ Petitioner and the sixth respondent in the Writ Petition and suppressing the said fact, the Writ Petition been filed.

3. The learned Additional Government Pleader appearing for the Contemnors also states that presently O.S.No.41 of 2023 is pending before the District Munsif Court, Karaikudi regarding the title over the disputed portion of the subject-matter land.

4. In view of the above circumstances, it is suffice to hold that the outcome of the said civil suit will prevail upon the summary order passed in the Writ Petition.

5. With this observation, the contempt Petition as well as the



Review Application stand closed. No costs. Consequently, connected

Writ Miscellaneous Petition is closed.

[G.J.,J.] [S.S.Y.,J.]
30.01.2023

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

To

CONT.P(MD)NO.1418 OF 2022

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Karaikudi,
Sivagangai District.
- 4.Ka.Kesavan,
The Block Development Officer,
Sakkottai Panchayat Union,
Sivagangai District.
- 5.Vairamuthu Anbarasu,
The President,
Illuppakudi Panchayat,
Sakkottai Panchayat Union,
Sivagangai District.



REV.APLC(MD)No.31 of 2022

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Devakottai,
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Karaikudi,
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Sakkottai Panchayat Union,
Sivagangai District.
- 5.The President,
Illupakudi Panchayat,
Sakkottai Panchayat Union,
Sivagangai District.



WEB COPY



DR.G.JAYACHANDRAN, J.

AND
S.SRIMATHY,J.

vsn

COMMON ORDER MADE IN
CONT.P(MD)NO.1418 OF 2022 in
W.P(MD)No.1409 of 2022
and
REV.APLC(MD)No.31 of 2022 in
W.P(MD)No.1409 of 2022
and
W.M.P(MD)No.5140 of 2022

30.01.2023