



W.P.(MD) No.21024 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 29.08.2023

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN**

W.P.(MD) No.21024 of 2023

P.Tamil Selvi

... Petitioner

-VS-

1.The Commissioner
Hindu Religious and
Charitable Endowment
Chennai

2.The District Collector
Madurai District

3.The Joint Commissioner
HR & CE Department
Madurai Region, Madurai

4.The Joint Director
Mines and Minerals
Madurai

5.The Executive Officer
Shri Sabari Malai Iyyanar Thirukoil
Panaiyur, Madurai

6.C.Dhanabalan

7.T.Elango

8.R.Malaiyarasi

9.A.Madalai Servai

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 5 to remove the encroachment / retrieve the agricultural land comprising Survey No.30/2, admeasuring an extent of 8 Acres 43 Cents belongs to Sri Sabari Malai Ayyanar Thirukovil, Panaiyur, Madurai District, from the respondents 6 to 9, based on the representation dated 20.06.2023, within a time frame stipulated by this Court.

For Petitioner : Mr.S.Dhayalan

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R5

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

We have heard Mr.S.Dhayalan, learned counsel appearing for the petitioner and Mr.P.Thilakkumar, learned Government Pleader, appearing for the respondents 1 to 5.

2. Learned counsel for the petitioner submits that the respondents 6 to 9 are in possession of the land belonging to Sri Sabari Malai Ayyanar Thirukovil. The lease period expired long back, however, no action was taken. Even the terms of the lease are violated.



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3. Learned Government Pleader appearing for the respondents 1 to 5 submits that at present, the entire land is in occupation of the fifth respondent and no part of the land is given to nor in occupation of the respondents 6 to 9.

4. The statement of the learned Government Pleader is accepted.

5. Moreover, if any encroachment is noticed on the said land, it is for the Authorities to take action in accordance with law.

6. The writ petition is accordingly disposed of. No costs.

[S.V.G., .C.J.]

[C.K., J.]

29.08.2023

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

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