



W.P(MD)No.26919 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 23.11.2023

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.26919 of 2023
and
W.M.P.(MD)No.23133 of 2023

Rajasekaran

... Petitioner

Vs.

1.The District Collector,
Madurai District,
Madurai.

2.The Revenue Divisional Officer,
Usilampatti, Madurai District.

3.The Tahsildar,
Usilampatti Taluk,
Madurai District.

4.Balamuruga Maharaja

5.Varatharajan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the



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respondents 1 to 3 to restrain the 4th respondent from constructing of compound wall in S.No.513/5 situated at Thottapanayakanur village, Usilampatti Taluk, Madurai District and consequently directing the respondents not to interfere with petitioner's use of Vandipaathai in S.No.513/5.

For Petitioner : Mr.C.Jeganathan

For Respondents : Mr.K.Balasubramani,
Spl. Government Pleader for R1 to R3.
Mr.S.Jeyakumaran for R4.
Mr.S.Ramsundvijayaraj for R5.

ORDER

Heard both sides.

2.The petitioner wants this Court to restrain the private respondents from putting up construction.

3.The writ petition is anticipatory in nature. If the petitioner wants to avail any remedy against a private party, it is open to the petitioner to move the jurisdictional Civil Court for appropriate relief.



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4. Granting such liberty, this writ petition is disposed of. No costs.

Consequently, connected miscellaneous petition is closed.

**(G.R.S.J.) & (B.P.J.)
23.11.2023**

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

To:-

1. The District Collector,
Madurai District,
Madurai.
2. The Revenue Divisional Officer,
Usilampatti, Madurai District.
3. The Tahsildar,
Usilampatti Taluk,
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and
B.PUGALENDHI, J.**

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