



WMP(MD) No.23217 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Tuesday, the Twenty Eighth day of November Two Thousand and Twenty Three

PRESENT

THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
The Hon`ble Mr.Justice K.K. RAMAKRISHNAN

WMP(MD) No.23217 of 2023
IN
WP(MD) No.6796 of 2021

1 THE DIST.COLLECTOR
TIRUNELVELI DISTRICT ,
TIRUNELVELI.

2 THE TAHSILDAR
PALAYAMKOTTAI TALUK,
TIRUNELVELI.

... Petitioners / Respondents No.1 & 4

Vs

1 PONNI

... 1st Respondent / Petitioner

2 THE COMMISSIONER
TIRUNELVELI CITY MUNICIPAL CORPORATION,
TIRUNELVELI.

3 THE ASSISTANT COMMISSIONER
PALAYAMKOTTAI ZONE,
TIRUNELVELI CITY
MUNICIPAL CORPORATION ,
TIRUNELVELI.

... Respondents 2 & 3 / Respondents 2 & 3



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4 R.SUBRAMANIAN

5 S.BALARAMAN

... Respondents 4 & 5 / Respondents 5 & 6

Writ Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to grant leave to the petitioners to file counter affidavit in W.P.(MD) No.6796 of 2021.

Prayer in WP(MD). 6796/ 2021 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ , order or direction or any other writ in the nature of a Writ of Mandamus directing the respondents 1 to 4 herein to remove the encroachment made by the respondents 5 and 6 in the Survey No.1021 to the extent of 887 sq.ft of the government porampoke land and take appropriate action against the respondents 5 and 6 by way of considering my representation dated 20/02/2021 and 04/03/2021.

ORDER : This writ miscellaneous petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.P.MAHARAJAN, Special Government Pleader for the petitioners and of Mr.V.M.JEGADEESH PANDIAN, Advocate on behalf of the Respondent No.1 and of Mr.M.P.SENTHIL, Advocate on behalf of the Respondent Nos.4 & 5, the court made the following order:-

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

Heard Mr.S.P.Maharajan, learned Special Government Pleader for the applicants, Mr.V.M.Jegadeesh Pandian, learned counsel for the first respondent and Mr.M.P.Senthil, learned counsel for the respondents 4 & 5.

2. The present application is filed to permit the applicants to file counter after a prescribed period.



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accepted.

3. Counter affidavit is filed along with the application. The same is

4. The present application, as such, stands allowed and is disposed of.

sd/-
28/11/2023

/ TRUE COPY /

/11/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

KRK

To

1 THE DIST.COLLECTOR
TIRUNELVELI DISTRICT ,
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PALAYAMKOTTAI TALUK,
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ORDER

IN

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IN

WP(MD) No.6796 of 2021

Date :28/11/2023

ED/JGB/SAR- (29/11/2023) 4P / 5C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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