



W.P(MD)No.29049 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.01.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.29049 of 2022

Jeyamary

... Petitioner

Vs.

1.The District Collector,
Sivagangai District,
Sivagangai.

2.The Revenue Divisional Officer,
Sivagangai, Sivagangai District.

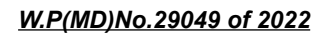
3.The Tahsildar,
Sivagangai Taluk,
Sivagangai.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents not to take any illegal eviction without following due process of law prescribed under the act and if really inclined to evict has to give proper notice and to act accordance with law and its provisions.

For Petitioner : Mr.C.Venkaesh

For Respondents : Mr.M.Siddharthan
Additional Government Pleader



Heard the learned counsel on either side.

4. When this was pointed out, the learned counsel for the petitioner submitted that he seeks relief only in respect of Survey No.367/1. From the A-Register extract, it is seen that the said property is 'Government poramboke' and it is classified as “ifg;gw;wpy; ,y;yhj””. The petitioner has however enclosed B-memo receipt in the typed set of papers. The learned Additional Government Pleader insists that the petitioner is not in a possession of the same. Since the petitioner has filed B-memo, I presume that she continues to be in possession of the said land. However, the petitioner has no title over the same. The respondents can very well take action as per law.



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5. The Writ Petition is disposed of accordingly. No costs.

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24.01.2023

NCC : Yes / No

Index : Yes / No

Rmk

To

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3.The Tahsildar,
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Sivagangai.



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G.R.SWAMINATHAN, J.,

Rmk

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