



W.P.(MD) No.28120 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.11.2023

CORAM:

THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

W.P.(MD) No.28120 of 2023

T.Esakki Rajan

... Petitioner

-VS-

1.The District Collector
Collectorate
Thoothukudi District

2.The Tahsildar
Srivaikundam Taluk Office
Srivaikundam Taluk
Thoothukudi District

3.The Block Development Officer
Karungulam Block
situated at Seithunganallur
Thoothukudi District

4.Sundar @ Sundaram

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 3 to remove the encroachment of fencing made by the fourth respondent in the Government



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Poramboke land in Survey Nos.438/20 and 439/1 at Sappani Madasamy Koil, Azhvarakarkulam Village, Srivaikundam Taluk, Thoothukudi District, in the light of the proceeding in Na.Ka.No.A3/4726/2023, dated 07.06.2023, on the file of the second respondent and in the light of the proceedings in Thi3/308/2023, dated 05.09.2023, on the file of the third respondent within the time stipulated by this Court.

For Petitioner : Mr.I.Pinaygash

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R3

ORDER

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

We have heard Mr.I.Pinaygash, learned counsel for the petitioner and Mr.P.Thilakkumar, learned Government Pleader, for the respondents 1 to 3.

2. The present public interest litigation is filed on the ground that illegal fencing and encroachment have been made on the Government land.



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3. The G.O.(Ms) No.540, Revenue [LD6(2) Department, dated 04.12.2014, is already issued to take of such complaints. The procedure to process such complaints has also been stated in the said Government Order. It is submitted that the petitioner has already filed a representation before the authorities. The same can be treated as a complaint as contemplated under G.O.(Ms) No.540, dated 04.12.2014 and appropriate steps be taken in accordance with law.

4. The writ petition, accordingly, stands disposed of. No costs.

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

[K.K.R.K., J.]

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

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