



W.P.No.3003 of 2024

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.02.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.3003 of 2024

Syed Salahuddin

.. Petitioner

Vs.

1. The Government of Tamil Nadu
Rep. by its Principal Secretary
Revenue and Disaster Management Department
Land Disposal Wing, (LD1(1) Department
Secretariat, Chennai – 600 009.
2. The Commissioner of Land Administration
Chepauk, Chennai – 600 005.
3. The District Collector
Chengalpattu District
Chengalpattu.
4. The Revenue Divisional Officer
Tambram, Chengalpattu District.
5. The Tahsildar
Pallavaram Taluk, Chengalpattu District
Chennai – 600 043.



W.P.No.3003 of 2024

6. The Revenue Inspector
Pallavaram Taluk, Chengalpattu District
Chennai – 600 043.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus, calling for the records of the third respondent in proceedings Na.Ka.No.10883/2023/B3 dated 04.01.2024 and quash the same and consequently direct the respondents to issue patta in petitioner name an extent of 2933 sq.ft in S.No.1352, G.L.R.S.No.338/A, GST Road, St. Thomas Mount Village, Pallavaram Taluk, Chengalpattu District.

For the Petitioner : Mr.V.Jayaprakash Narayanan

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
assisted by Mr.T.K.Saravanan
Government Advocate
for R1 to R6

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.V.Jayaprakash Narayanan, learned counsel for the petitioner and Mr.A.Edwin Prabakar, learned State Government Pleader assisted by Mr.T.K.Saravanan, learned Government Advocate for respondents 1 to 6.

2. Learned State Government Pleader, on instructions, submits that the encroachment in question has been removed.



W.P.No.3003 of 2024

WEB COPY

3. Learned counsel for the petitioner disputes the said statement.

4. It is submitted that the petitioner has a liberty under Section 10-A of the Tamil Nadu Land Encroachment Act, 1905.

5. The petitioner may avail the said remedy. In that event all contentions of the respective parties are kept open. For a period of seven days from today, none of the parties will deal with the subject property. It is needless to state that on the lapse of seven days, the present protection shall come to an end.

6. The writ petition, accordingly, stands disposed of. There shall be no order as to costs. Consequently, W.M.P.Nos.3277 and 3278 of 2024 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

09.02.2024

Index : Yes/No
Neutral Citation : Yes/No
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W.P.No.3003 of 2024

WEB COPY

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WEB COPY



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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

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