



W.P.No.7066 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.03.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.7066 of 2024

R.Muthulingam

.. Petitioner

Vs.

1. The District Collector
Office of the District Collector
Cuddalore District, Cuddalore.
2. The Tahsildar
Office of the Taluk Office
Panruti, Cuddalore District.
3. The Block Development Officer
(Village Panchayat)
Office of the Block Development Officer
Panruti, Cuddalore District.
4. The Village Administrative Officer
Vallam Revenue Village
Panruti – T.K, Cuddalore District.
5. P.Elumalai
6. E.Senjilakshmi



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7. A.Annadurai

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the 2nd and 3rd respondents to remove the encroachments of 5th, 6th and 7th respondents made by them in village panchayat road bearing survey no.348/1 situated at Keelakuppam village, Panruti-T.K., Cuddalore District By considering his representation dated 18.09.2023 and as per the notice issued by the 3rd respondent herein in Na.Ka. No.B3/57/ 2024 dated 29.01.2024.

For the Petitioner : Mr.D.Dayalan

For the Respondents : Mr.P.Harish
Government Advocate
for R1, R2 & R4

Mr.T.K.Saravanan
Government Advocate
for R3

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.D.Dayalan, learned counsel for the petitioner, Mr.P.Harish, learned Government Advocate for respondents 1, 2 and 4 and Mr.T.K.Saravanan, learned Government Advocate for respondent 3.

2. The present petition appears to be an abuse of the process of the Court.



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3. Notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 was issued on 29.01.2024, inviting a say.

4. The notice, it appears, is issued by the Block Development Officer, who is not the appropriate authority under the provisions of the Tamil Nadu Land Encroachment Act, 1905.

5. The appropriate authority shall initiate the proceedings in accordance with law.

6. The writ petition, as such, stands dismissed. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

19.03.2024

Index : Yes/No
Neutral Citation : Yes/No



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

(drm)

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