



WEB COPY



W.P. No. 20667 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.02.2024

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

W.P. No. 20667 of 2023

S. Lakshmi Narayanan

... Petitioner

-VS-

1. The District Collector,
Kancheepuram District,
Kancheepuram.
2. The Revenue Divisional Officer,
The Maintenance and Welfare of Parents
and Senior Citizen, Tribunal,
Sriperambathur,
Kancheepuram District.

3. L. Srinivasan

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorarified Mandamus, calling for all the records pertaining to the passing of the order dated 01.02.2023 in proceedings Pa.Mu.No.12277/2022/M.1 on the file of the 1st respondent and quash the same and consequently, direct the 1st and 2nd respondents to evict the 3rd respondent from the petitioner's property at Kolumannivakkam, Kamatchiamman Nagar, Plot No.2, Mangadu, Kancheepuram District as per Rule 22 (3) (1)(i) of Maintenance and Welfare of Parents and Senior Citizen, Act, 2007.



WEB COPY



W.P. No. 20667 of 2023

For Petitioner : Mr. C.T.Udayappan

For Respondents : Mr. S.J.Mohammed Sathik
Government Advocate
(for R1 and R2)

Mr. K.Balasubramanian (for R3)

ORDER

Heard Mr. C.T.Udayappan, Learned Counsel for the Petitioner, Mr. S.J.Mohammed Sathik, Learned Government Advocate appearing for the First and Second Respondents and Mr. K.Balasubramanian, Learned Counsel for the Third Respondent and perused the materials placed on record, apart from the pleadings of the parties.

2. Learned Counsel for the Petitioner seeks permission of the Court to withdraw the Writ Petition reserving the right of the Petitioner to make proper complaint with substantiating materials against the Third Respondent under Rule 20(2)(i) of the Tamil Nadu Maintenance and Welfare of Parents and Senior Citizens Rules, 2009, which envisages that it shall be the duty of the District Collector to ensure that life and property of senior citizens of the district are protected and they are able to live with security and dignity, apart



W.P. No. 20667 of 2023

from filing civil suit relating to the disputes that have arisen out of induction of third parties into the property of the Petitioner by the Third Respondent. It is added by way of clarification here that while determining the rights of the parties in the fresh proceedings, the adjudicating authority shall not be influenced or inhibited by the impugned orders in this Writ Petition.

In fine, the Writ Petition is dismissed as withdrawn with the aforesaid clarifications. No costs.

21.02.2024

Index: Yes/No

NCC: Yes/No

Note: Issue order copy by 28.03.2024.

pal/gsa

To

1. The District Collector,
Kancheepuram District,
Kancheepuram.
2. The Revenue Divisional Officer,
The Maintenance and Welfare of Parents
and Senior Citizen, Tribunal,
Sriperambathur,
Kancheepuram District.



WEB COPY



W.P. No. 20667 of 2023

P.D. AUDIKESAVALU, J.

gsa

W.P. No. 20667 of 2023

21.02.2024