



W.P.No.13905 of 2019

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.01.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.13905 of 2019

N.Indrakesan

.. Petitioner

Vs.

1. The District Collector
Kanchipuram District
Kanchipuram.
2. District Revenue Officer
Kanchipuram District
Kanchipuram.
3. The Tahsildar
Thiruporur Taluk
Kanchipuram.
4. Block Development Officer
Thiruporur Taluk
Kanchipuram.
5. Mamallapuram Local Planning Authority
Thiruporur Taluk
Kanchipuram District 603 104.



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6. Galaxy Property Consultancy
Rep. by its Proprietor Suresh
No.34E, Ground Floor, Rajiv Gandhi Salai
OMR Egattur, Chennai 600 130.

7. The Sub Registrar
Thiruporur SRO
No.29, South Mada Street
Thiruporur
Chengalpet 603 110.

.. Respondents

[R7 impleaded vide order dated
09.07.2019 in WMP No.18948/19]

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondents 1 to 4 to retrieve the Government land having an extent of 0.81.0 Ares comprised in S.No.346/1 and an extent of 0.56.0 Ares and 2.05.0 Ares comprised in S.Nos.1351/1A and 1351/1B indexed as Adi Dravidar Kudiyiruppu by removing the encroachment on the basis of petitioner's representation dated 26.12.2018.

For the Petitioner : Mr.Thiyagu P.G

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for Respondents 1 to 4 & 7

Mr.V.Jayaprakash Narayanan
for Respondent-5

No appearance
for Respondent-6



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ORDER
(Made by the Hon'ble Chief Justice)

We have heard Mr.Thiyagu, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader for the respondents 1 to 4 and 7 and Mr.V.Jayaprakash Narayanan, learned counsel for the fifth respondent.

2. Learned counsel for the petitioner contends that the lands to an extent of 0.81.0 Ares comprised in S.No.346/1 and an extent of 0.56.0 Ares and 2.05.0 Ares comprised in S.Nos.1351/1A and 1351/1B indexed as Adi Dravidar Kudiyruppu have to be retrieved from encroachment.

3. Learned State Government Pleader, on the instructions of Tahsildar, submits that in S.Nos.1351/1A and 1351/1B and also in S.No.346/1, no encroachment exists.

4. The petitioner has already given representation dated



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26.12.2018 to the respondents. The Tahsildar and the Block Development Officer, respondents 3 and 4 herein, shall consider the representation of the petitioner on its own merits and take decision, preferably within six months from the date of receipt of a copy of this order.

5. The writ petition is disposed of. There shall be no order as to costs. Consequently, W.M.P.Nos.13966 and 13970 of 2019 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

09.01.2024

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

1. The District Collector
Kanchipuram District
Kanchipuram.
2. District Revenue Officer
Kanchipuram District
Kanchipuram.



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3. The Tahsildar
Thiruporur Taluk
Kanchipuram.
4. Block Development Officer
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Kanchipuram.
5. Mamallapuram Local Planning Authority
Thiruporur Taluk
Kanchipuram District 603 104.
6. The Sub Registrar
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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J

(kpl)

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