



W.P.No.33968 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.12.2024

CORAM

THE HONOURABLE Ms. JUSTICE P.T. ASHA

W.P.No.33968 of 2024
and
W.M.P.No.36784 of 2024

K.Krshnamurthy

... Petitioner

Vs.

1.The District Collector
Collectorate Office
Erode District

2.The Tahsildar
Tahsildar Office Nambiyur Taluk
Erode District

...Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus, Directing the respondents to make alternate arrangement in laying road by closing the canal, trees that are safe for agricultural land A wooden fence surrounds the agricultural land and removing the trees in the petitioners land and not to do any such activities in property situated at Sundakkampalayam Village, Nambiuur Taluk, Comprised in New Survey No. 70/1, Patta No. 1133, measuring an



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extent of Punja land 0.02 1/3 cents and New Survey No 70/3, Patta No 1132, measuring an extent of Punja land 0.80.00 cents in all totalling to an extent of 0.82.33 cents on the basis of the representation of the petitioner dated 27.08.2024.

For Petitioner : M/s.M.Saravanakumar

For Respondents : M/s.A Selvendran, Spl.G.P.
for R.1 & R2.

ORDER

The above writ petition is filed for the following reliefs:-

"Directing the respondents to make alternate arrangement in laying road by closing the canal, trees that are safe for agricultural land A wooden fence surrounds the agricultural land and removing the trees in the petitioners land and not to do any such activities in property situated at Sundakkampalayam Village, Nambiuur Taluk, Comprised in New Survey No. 70/1, Patta No. 1133, measuring an extent of Punja land 0.02 1/3 cents and New Survey No 70/3, Patta No 1132, measuring an extent of Punja land 0.80.00 cents in all totalling to an extent of 0.82.33 cents on the basis of the representation of the petitioner dated 27.08.2024."



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2. It is informed today that instructions have been received by the learned Special Government Pleader from the Tahsildar, Nambiyur, Erode District wherein the following statement has been made:-

"In this connection I am to inform that the lands in dispute bearing R.S. No.70/10.02.00 hectares recorded in the names of Kaliyanna Gounder and 14 others including the name of the writ petitioner vide patta no.1133. The land bearing R.S. No.70/3 0.98.50 hectares recorded in the names of Kaliyanna Gounder and 13 others including the name of the writ petitioner vide patta no.1132. Adjacent to the above lands 70/1,3, the land bearing R.S. No.62 - 0.60.00 hectares is classified as Government Poramboke Vaari. On the border of the Vaari' Poramboke there are 20 coconut trees. The writ petitioner has alleged that the road is being formed on the Vaari and the trees would be removed. But, now, there is no plan or scheme to form the road on the Vaari and no plan to remove the trees. Hence, the writ petition filed by the writ petitioner is untenable."

3. Recording the same, the Writ Petition is disposed of. No costs.



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Consequently, the connected Miscellaneous Petition is closed.

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(shr)

Index : Yes/No

Speaking Order: Yes/No

Neutral Citation : Yes/No

To

1.The District Collector
Collectorate Office
Erode District

2.The Tahsildar
Tahsildar Office Nambiyur Taluk
Erode District

P.T. ASHA. J.,



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