



W.P.No.849 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.849 of 2024

Jothivel

.. Petitioner

Vs.

1. The District Collector
Namakkal District, Namakkal.
2. The Revenue Divisional Officer
Collector Office
Namakkal, Namakkal District.
3. The Tahsildar
Namakkal District, Senthamangalam. .. 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 proceedings dated 07.09.2023 under section 6 of Schedule III Chennai 1905th year quash the same consequently direct the respondent to issue patta to petitioner's property bearing in S.Nos.18/5 and 18/6, 23/7A Thathampatti, Chidambarampatti Village, Namakkal District measuring about 1.26 acres.



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For the Petitioner : Mr.S.N.Subramani

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1 to R3

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.S.N.Subramani, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for the respondents.

2. The petitioner is challenging the notice issued under Section 6 of the Tamil Nadu Land Encroachment Act, 1905.

3. Learned State Government Pleader submits that the petitioner has the remedy of appeal provided under Section 10 of the Tamil Nadu Land Encroachment Act, 1905.

4. In the light of that, the petitioner may avail the remedy of appeal, as may be permissible under law. In that event all contentions of the respective parties are kept open.



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5. The writ petition, accordingly, stands disposed of. There shall be no order as to costs. Consequently, W.M.P.Nos.863 and 864 of 2024 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

12.01.2024

Index : Yes/No
Neutral Citation : Yes/No

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To

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Namakkal, Namakkal District.
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Namakkal District, Senthamangalam.



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

(drm)

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