



W.P.No.33929 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.11.2024

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and
THE HONOURABLE MR.JUSTICE K.RAJASEKAR

W.P.No.33929 of 2024
and
W.M.P.No.36753 of 2024
in
W.P.No.33929 of 2024

M.Selvapriya
W/o.Muthukumar

... Petitioner

Vs.

1. The District Collector
Cuddalore District
Cuddalore.
2. The Tahsildar
Chettithangal Village
Kattumannarkoil Taluk
Cuddalore District.
3. The Village Administrative Officer
Kattumannarkoil Taluk
Cuddalore District - 608 304.

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4. B.Ramesh
S/o.Balakrishnan

... Respondents

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Prayer :

Writ Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Certiorari to call for the records of the 2nd respondent the Notice under Section 6 of Chennai 3rd 1905 Act, dated 28.10.2024 and quash the same.

For Petitioner	:	Mr.R.Subramaniyan
For Respondents	:	Mr.M.S.Arasakumar Government Advocate for R1 to R3

ORDER

[Order of the Court was made by **M.SUNDAR, J.,**]

When the matter was taken up, Mr.R.Subramaniyan, learned counsel on record for writ petitioner sought leave of this Court to withdraw captioned main 'Writ Petition' {hereinafter 'WP' for the sake of brevity} but made a plea to preserve rights of the writ petitioner to prefer a Statutory Appeal (subject of course to limitation, if any) under Section 10 of 'the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905)' {hereinafter 'said Act' for the sake of brevity}, saying so, learned counsel has made an endorsement in the case file and a scanned reproduction of the

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same is as follows:

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The petition is liberty
to approach the Appropriate
authority and there by
withdraw the same
in WP & MP also.

As per
13/11/2024
Counsel for Petitioner.

Captioned WP dismissed as withdrawn albeit with preservation of rights in the aforementioned manner/as sought for. Consequently, captioned Writ Miscellaneous Petition thereat also dismissed as withdrawn. There shall be no order as to costs.

(M.S.,J.)

(K.R.S.,J.)

13.11.2024

Index : Yes / No

Neutral Citation : Yes / No

Speaking order / Non-speaking order

mk

P.S.

Learned counsel for writ petitioner requests for return of original impugned order to prefer an appeal / revision. Registry to return the original impugned order forthwith under due acknowledgment to learned counsel for writ petitioner.

M.SUNDAR, J.,

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and

K.RAJASEKAR, J.,

mk

To

1. The District Collector
Cuddalore District
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2. The Tahsildar
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