



W.P.No.35004 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.11.2024

Coram

THE HONOURABLE MR.JUSTICE **M.SUNDAR**

and

THE HONOURABLE MR.JUSTICE **K.RAJASEKAR**

W.P.No.35004 of 2024

T.Senbagam

W/o.Thiruvengadam

... Petitioner

VS

1. The Commissioner

Commissionerate of Land Administration

Ezhilagam, Chepauk, Chennai – 600 005

2. The District Collector

Collectorate, Dharmapuri

Dharmapuri District – 636 705

3. The District Revenue Officer

Collectorate, Dharmapuri

Dharmapuri District – 636 705

4. The Revenue Divisional Officer

Harur Division, Harur Taluk



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Dharmapuri District – 636 903

5. The Tahsildar

Taluk Office, Harur Taluk

Dharmapuri District – 636 903

6. A.Murugesan

S/o.Ammasi

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of certiorarified mandamus calling for the entire records pertaining to the impugned emergency proceedings in Na.Ka.No.1624/2024/A2 dated 28.10.2024 on the file of 5th respondent / Tahsildar herein and quash the same as without jurisdiction, illegal, untenable, arbitrary and unconstitutional and further directing the 1st to 4th respondents to conduct enquiry in accordance with law on the basis of the petitioner's representation dated 11.11.2024.

For Petitioner : Mr.J.Agni Selvaraju

For Respondents : Mr.T.K.Saravanan
Government Advocate for R1 to R5

ORDER

(Order of the Court was made by M.SUNDAR, J.)

After some arguments, Mr.J.Agni Selvaraju, learned counsel for writ petitioner sought leave of this Court to withdraw the captioned writ



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petition but made a plea to preserve all the rights and contentions including the rights and contentions raised in the captioned writ petition to be raised either in an appeal under Section 10 or in a revision under Section 10-A(1)(a) of 'the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905)' [hereinafter 'said 1905 Act' for the sake of brevity and convenience] if so advised and if so desired.

2. Learned counsel has made an endorsement in the case file and a scanned reproduction of the same is as follows:

May be permitted
to withdraw with liberty to file
appeal and then early
disposal.
25/11/2024
J. RAMESH SELVARATNAM

3. In the light of the narrative thus far, captioned writ petition is disposed of as withdrawn/closed albeit preserving all the rights and



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contentions of the writ petitioner in the aforesaid manner. Consequently,

captioned WMP is also disposed of as withdrawn/closed. There shall be
no order as to costs.

[M.S., J] [K.R.S., J]
25.11.2024

gpa

To

1. The Commissioner
Commissionerate of Land Administration
Ezhilagam, Chepauk, Chennai – 600 005
2. The District Collector
Collectorate, Dharmapuri
Dharmapuri District – 636 705
3. The District Revenue Officer
Collectorate, Dharmapuri
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4. The Revenue Divisional Officer
Harur Division, Harur Taluk
Dharmapuri District – 636 903
5. The Tahsildar
Taluk Office, Harur Taluk
Dharmapuri District – 636 903



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M.SUNDAR,J.,
and
K.RAJASEKAR, J.,

gpa

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