



W.M.P.No.39371 of 2024
in W.P.No.36521 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.12.2024

CORAM

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

W.M.P.No.39371 of 2024
in
W.P.No.36521 of 2024

N.Chitra
W/o.Vellingiri

... Petitioner

Vs.

1. The District Collector
Tiruppur District,
Tiruppur and 4 Others

... Respondents

For Petitioner : Mr.C.Prabakaran

ORDER

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

Captioned 'Writ Miscellaneous Petition' ['WMP' for the sake of
brevity] has been filed with a prayer to dispense with the production of

Page Nos.1/4



W.M.P.No.39371 of 2024
in W.P.No.36521 of 2024

original 'impugned notice passed by the 2nd respondent dated 04.10.2024 under Section 6 of the Tamil Nadu Land Encroachment Act, 1905' [hereinafter 'impugned order' for the sake of brevity, convenience and clarity].

2. Learned counsel for writ petitioner adverting to the support affidavit submitted that the impugned notice was misplaced in his house (apologising for the averment in the support affidavit that 'copy of the impugned notice' was misplaced) and the same could not be traceable and hence the petitioner is unable to produce the original copy of the impugned order and therefore, the petitioner may be permitted to submit a true copy of the impugned notice. Relevant paragraph of the support affidavit reads as follows:

'I further submit that the copy of the impugned notice was misplaced in my house and the same could not be traceable despite of my hectic effect. However, I am herewith filing a true copy of the impugned notice. Hence, it is just and necessary to dispense with the production of original impugned notice passed by the 2nd respondent dated 04.10.2024, under Section 6 of the Tamilnadu Land Encroachment Act, 1905, in the above writ petition.'



W.M.P.No.39371 of 2024
in W.P.No.36521 of 2024

3. Considering the facts and circumstances of the case on hand and taking note of the nature of the matter, aforementioned reason is accepted.

4. In the light of the narrative thus far, dispense with prayer is acceded to. Captioned WMP is ordered as prayed for.

(M.S.,J.) (K.R.S.,J.)
09.12.2024
(1/2)

rsi



WEB COPY



W.M.P.No.39371 of 2024
in W.P.No.36521 of 2024

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

rsi

W.M.P.No.39371 of 2024
in
W.P.No.36521 of 2024

09.12.2024
(1/2)

Page Nos.4/4