



W.P.No.38559 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.12.2024

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

W.P.No.38559 of 2024

and

W.M.P.No.41765 of 2024

in

W.P.No.38559 of 2024

Dhanasekar
S/o.Kaveri

... Petitioner

Vs.

1. The District Collector
Krishnagiri District.
2. The Tahsildar
Kaveripattinam
Krishnagiri District.
3. The Block Development Officer
Kaveripattinam
Krishnagiri District.

... Respondents

Prayer :

Writ Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Mandamus to direct the 1st respondent to dispose of the petitioner's appeal dated 03.09.2024.

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For Petitioner : Mr.R.Karunakaran

ORDER

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

After some arguments, Mr.R.Karunakaran, learned counsel on record for writ petitioner sought leave of this Court to withdraw the captioned 'Writ Petition' {'WP'} but made a plea to preserve rights and contention of writ petitioner to file a stay petition under Section 10-B of 'the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905)' {hereinafter 'said 1905 Act' for the sake of brevity} before R1 [The District Collector, Krishnagiri District]. Request acceded to.

2. Though writ petitioner says that he has filed an appeal admittedly, no stay petition has been filed.

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



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Captioned WP and Writ Miscellaneous Petition are disposed of as withdrawn / closed without expressing any view or opinion on the merits of the matter but with preservation of rights of writ petitioner to move R1 by way of a stay petition under Section 10-B of said 1905 Act. There shall be no order as to costs.

(M.S.,J.)

(K.R.S.,J.)

18.12.2024

Index : Yes / No

Neutral Citation : Yes / No

Speaking order / Non-speaking order

mk

M.SUNDAR, J.,

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W.P.No.38559 of 2024

and
K.RAJASEKAR, J.,

mk

To

1. The District Collector
Krishnagiri District.
2. The Tahsildar
Kaveripattinam
Krishnagiri District.
3. The Block Development Officer
Kaveripattinam
Krishnagiri District.

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