



W.A.(MD) No.505 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :25.03.2024

WEB COPY

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR**

**AND**

**THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.A.(MD)No.505 of 2024

and

C.M.P.(MD)No.4038 of 2024

Thangavel

... Appellant

-Vs-

- 1.The District Collector,  
Collectorate, Pudukkottai,  
Pudukkottai District.
- 2.The Revenue Divisional Officer,  
Revenue Divisional Office,  
Karambakudui Taluk,  
Pudukkottai,  
Pudukkottai District.
- 3.The Tahsildar,  
Karambakudi Taluk Office,  
Pudukkottai,  
Pudukkottai District.
- 4.The Block Development Officer,  
Panchayat Union Office,  
Karambakudi Taluk,  
Pudukkottai,  
Pudukkottai District.

... Respondents



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**PRAYER:** Appeal filed under Clause 15 of the Letters Patent Act to set aside the order made in W.P.(MD)No.203 of 2022 dated 05.01.2024 on the file of this Court.

For Appellant : Mr.K.Balasundharam  
Senior Counsel  
for M/s.KBS Law Office  
For Respondents : Mr.S.P.Maharajan  
Special Government Pleader

### **JUDGMENT**

**[Judgment of the Court was delivered by D.KRISHNAKUMAR, J.]**

The writ petition filed by the appellant /writ petitioner to forbear the respondents from cutting the life trees reared by the petitioner and constructing the permanent stage in S.No.150/15 of Natham property till the final disposal of the civil suit filed by the petitioner in O.S.No.336 of 2019 on the file of the Principal Sub Court, Pudukkottai, was dismissed. Challenging the same, the present writ appeal is filed.

2.The records shows that the civil dispute between the parties is pending before the concerned civil Court. Pending civil suit, the writ petitioner seeking an interim relief approached this Court by filing the writ petition. If at all the writ petitioner wants any interim relief, he has to approach only the competent civil Court by filing appropriate petition. The writ Court will not be



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justified in issuing any direction as such. Hence, the learned Single Judge has rightly dismissed the writ petition.

3.For the reasons stated above, this Court is not inclined to interfere with the order passed by the learned Single Judge. Accordingly, this writ appeal is dismissed. The appellant/writ petitioner is directed to approach the competent civil Court for necessary relief.

**[D.K.K., J.] & [R.V., J.]**  
**25.03.2024**

NCC : Yes / No  
Index : Yes / No  
Internet : Yes / No  
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To

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**D.KRISHNAKUMAR, J.**

**AND**

**R.VIJAYAKUMAR, J.**

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