



W.P(MD)No.4145 of 2023

WEB COPY **BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED : 13.03.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D. KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P(MD)No.4145 of 2023
and
W.M.P(MD)No.3965 of 2023**

Chandrabose

... Petitioner

vs.

- 1 The District Collector
Kanyakumari District, Nagercoil.
- 2 The Revenue Divisional Officer,
Padmanabhapuram, Kanyakumari District.
- 3 The Tahsildar
Killiyoor Taluk, Tholaiyavattam Post,
Kanyakumari District.
- 4 The Executive Officer
Paloor Panchayat, Kanyakumari District.

5 Dicey

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus forbearing the 5th respondent or his men from putting up the construction work in Survey No.368/2B, Paloor Village Kanyakumari District, except under due process of law.

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For Petitioner	: Mr.V.Sasikumar
For R-1 to R-4	: Mr.T.Amjad Khan, Government Advocate
For R-5	: Mr.S.C.Herold Singh

ORDER

(Order of the Court was made by D. KRISHNAKUMAR, J.)

The petitioner has filed this writ petition seeking for issuance of a Writ of Mandamus forbearing the 5th respondent or his men from putting up the construction work in Survey No.368/2B, Paloor Village, Kanyakumari District.

2. When the matter is taken up for hearing today, the learned counsel appearing for the fifth respondent would submit that necessary planning permission has been obtained from the panchayat concerned and now, the construction has been completed and therefore, the prayer as sought for by the petitioner has become infructuous.

3. The learned counsel appearing for the petitioner has not refuted the said statement made by the learned counsel appearing for the fifth respondent.



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4. In view of the same, this writ petition is dismissed as infructuous.

No Costs. Consequently, connected Miscellaneous Petition is closed.

[D.K.K.,J.] [R.V.,J.]

13.03.2024

NCC : Yes / No

Index : Yes / No

PM

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D.KRISHNAKUMAR,J.
and
R.VIJAYAKUMAR,J.

PM

ORDER MADE IN
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