



W.P.(MD).No.15661 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 17.12.2024

CORAM

**THE HONOURABLE MR.JUSTICE M.S.RAMESH
AND
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

W.P.(MD).No.15661 of 2020
and
W.M.P.(MD).No.13144 of 2020

Vijayakumari

... Petitioner

Vs.

- 1.The District Collector,
O/o. District Collectorate Building,
Ramanathapuram District.
- 2.The Revenue Divisional Officer,
O/o. The Revenue Divisional,
Paramakudi,
Ramanathapuram District.
- 3.The Tahsildar,
O/o. The Tahsildar Office,
Paramakudi, Ramanathapuram District.
- 4.The Block Development Officer,
O/o. Paramakudi Union,
Paramakudi,
Ramanathapuram District.
- 5.The District Educational Officer,
O/o.District Educational Office,
Paramakudi,
Ramanathapuram District.



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6. The Headmaster,
Government Primary School,
Melaikudi, Paramakudi,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a writ of Mandamus, directing the respondents No.1 to 4 to take appropriate action against respondents No.5 and 6 and forbearing the respondents 5 and 6 from in any manner making construction of compound wall in the public pathway on the North side of the petitioner's property in Survey No.305/1, situated at Melaikudi Village, Paramakudi Taluk, Ramanathapuram District by considering her representation dated 29.09.2020.

For Petitioner : Mr.D.S.Haroon Rasheed

For R-1 to R-3 : Mr.S.R.A.Ramachandran

Additional Government Pleader

For R-4 : Mr.M.Murugan

ORDER

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

This Writ Petition has been filed for Mandamus, directing the respondents 1 to 4 to take appropriate action against respondents 5 and 6 and forbearing the respondents 5 and 6 from in any manner making construction of compound wall in the public pathway on the north side of the petitioner's property in Survey No.305/1, situated at Melaikudi Village, Paramakudi Taluk, Ramanathapuram District by considering her representation dated 29.09.2020.



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2. On the premise that the respondents 5 and 6 are attempting to encroach into a public pathway, the present Writ Petition has been filed.

3. The learned Additional Government Pleader appearing for the respondents 1 to 3, on instructions, would submit that as on date, no such construction has been made in the public pathway. He further submitted that in case, any obstructions are made in the public pathway, the official respondents would take appropriate action in accordance with the provisions of Land Encroachment Act. The said submission is hereby recorded.

4. In the light of the above submission, no further orders are required to be passed in the Writ Petition. Accordingly, the Writ Petition stands closed. Consequently, connected miscellaneous petition is closed.

(M.S.R.,J.) (A.D.M.C.,J.)
17.12.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
Lm



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