



Cont.P.(MD) No.1108 of 2020

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.12.2024

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

and

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

CONT.P.(MD)No.1108 of 2020

in

W.P.(MD)No.15700 of 2019

P.Selvaraj

... Petitioner

-VS-

A.Suresh Fedrick Clement,
Tahsildar,
Madurai North Taluk,
Madurai – 625 020.

... Respondent

PRAYER: Contempt Petition is filed under Section 11 of the Contempt of Courts Act, 1971, praying to punish the contemnor / respondent herein for committing grave contempt and gross willful disobedience of the order passed by this Court in W.P.(MD)No.15700 of 2019 dated 19.09.2019.



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For Petitioner : Mr.S.Radhakrishnan

For Respondent : Mr.P.Thilak Kumar

Government Pleader

ORDER

[Order of the Court was made by M.S.RAMESH, J.]

Alleging willful disobedience of the order passed by this Court in W.P. (MD)No.15700 of 2019 dated 19.09.2019, this Contempt Petition has been filed.

2.When the matter was taken up for hearing today, it is submitted by the learned Government Pleader that pursuant to the order of the Writ Court, the respondent had initiated action by issuing a notice under Section 7 of the Tamil Nadu Land Encroachment Act. However, the concerned encroacher had challenged the notice before the Civil Court and the same is pending. We have also taken note of the fact that there were no positive directions for removal of encroachments.



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3. In view of the fact that the eviction proceedings have been initiated, the disobedience alleged cannot be termed as willful in nature. Accordingly, the contempt petition is closed.

[M.S.R., J.] & [A.D.M.C., J.]

13.12.2024

NCC : Yes / No

Index : Yes / No

Internet: Yes / No

MR



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and
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