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C.M.P.(MD) No.11242 of 2024
in
W.A.(MD) SR No.55094 of 2024
and
W.A.(MD) SR No.55094 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.08.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

C.M.P.(MD) No.11242 of 2024
in
W.A.(MD) SR No.55094 of 2024
and
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1.M/s.Ribo Industries Pvt. Ltd.,
Through its Managing Director,
R.Senthilnathan,
S/o.Ramanathan,
No.9, 1st Main Road,
Raja Colony, Cantonment,
Trichirappalli – 620 001.

2.Nachammal Educational Trust,
Through its Trustee,
R.Senthilnathan,
S/o.Ramanathan,
No.9, 1st Main Road,
Raja Colony, Cantonment,
Trichirappalli – 620 001.

... Petitioners

-VS-



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- 1.Nallur Chathiram Trust,
Lakshmanapatti Village,
Kulathur Taluk,
Pudhukkottai District,
Rep. by its Trustee,
R.Arunachalam
- 2.The Government of Tamil Nadu,
Rep. by its Secretary,
Revenue and Disaster Management Department,
Fort St. George, Chennai.
- 3.The Land Commissioner (FAC),
Chepauk,
Chennai - 600 005.
- 4.The District Collector,
Pudhukkottai District.
- 5.The Revenue Divisional Officer,
(Land Reforms), Pudhukkottai.
- 6.The Revenue Divisional Officer,
(Land Reforms), Illuppur.
- 7.The Authorized Officer,
(Land Reforms),
Pudhukkottai.
- 8.The Tahsildar,
Pudhukkottai.



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9.Lakshmi, W/o.Mani Pandurar
10.S.Murugesan, S/o.Samykannu
11.Murugayi, W/o.Sellaiah
12.Palanichamy, S/o.Pichai Devar
13.Sangilimuthu, S/o.Azhagan Pandurar
14.Kulanthai Velu, S/o.Singamuthu Pandurar
15.Sangilimuthu, S/o.Duraisamy Pandurar
16.Palanichamy, S/o.Pichai Devar
17.Pichai Rangipiriyar, S/o.Ayyakkannu

... Respondents

PRAYER in C.M.P.(MD) No.11242 of 2024:- Civil Miscellaneous Petition filed under Section 151 of the Code of Civil Procedure to grant leave to the petitioners to file writ appeal challenging the order passed by this Court in W.P.(MD)No. 27901 of 2022, dated 22.06.2023.

PRAYER in W.A.(MD) SR No.55094 of 2024: Writ Appeals filed under Clause 15 of Letters Patent to set aside the order, dated 22.06.2023, passed in W.P. (MD)No.27901 of 2022, on the file of this Court.

For Petitioners : Mr.M.Vallinayagam
Senior Counsel
for Mr.D.Nallathambi



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For R2 to R8

: Mr.P.T.Thiraviyam
Government Advocate

ORDER

[Order of the Court was made by R.SUBRAMANIAN, J.]

All that the learned Single Judge has done is to direct the Land Commissioner to consider the claim made by the petitioner Trust in the Writ Petition. If the Commissioner decides against the petitioner, it remains open for the petitioner to pursue appropriate proceedings as provided under the law. Therefore, we do not see any necessity to grant leave. Hence, this Miscellaneous Petition is dismissed. Consequently, W.A.(MD)SR.No.55094 of 2024 is rejected. However, this order will not preclude the petitioner from participating in the proceedings before the Commissioner in the manner known to law.

[R.S.M., J.] [L.V.G., J.]
28.08.2024

NCC : Yes / No
Index : Yes / No
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To:-

- 1.The Secretary to Government of Tamil Nadu,
Revenue and Disaster Management Department,
Fort St. George, Chennai.
- 2.The Land Commissioner (FAC),
Chepauk,
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L.VICTORIA GOWRI, J.

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