



W.P(MD).No.23298 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 30.09.2024

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P(MD).No.23298 of 2024

Kavitha

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Tenkasi, Tenkasi District.

2.The Tahsildar,
Tenkasi Taluk,
Tenkasi District.

3.A.Sudarolivu

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 1st respondent to pass orders to remove the branches of the neem tree which is situated in Survey No.63/6B12 and lying the branches in Door No.3/169 (Survey No.62/5), Sri Muppidthi Amman Koil Street, Thip.Meenakshipuram, Thippanampatti Village, Tenkasi Taluk, Tenkasi District within a time stipulated by this Court.



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For Petitioner : Mr.V.Sasi Kumar

For Respondents : Mr.D.Sadiq Raja,
Addl. Government Pleader for R1 & R2.

ORDER

With the consent of both sides, this Writ Petition is taken up for final disposal at the admission stage itself.

2.The writ petition has been filed seeking a direction to the first respondent to remove the neem tree branches precluded over the petitioner's house property.

3.According to the writ petitioner, the Tahsildar had already inspected the petitioner's property and recommended to the Revenue Divisional Officer vide proceedings dated 20.02.2024. Despite the same, the branches have not been removed which have been precluded over the roof of the petitioner's house. Hence, he seeks a direction.

4.The learned Additional Government Pleader for the respondents 1 and 2 on instructions submits that the Revenue Divisional Officers had passed an order



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dated 26.08.2024 directing the Tahsildar to remove the branches precluded over the roof of the petitioner's house. Since order has already been passed by the first respondent, the second respondent is directed to comply with said order within a period of fifteen days from the date of receipt of a copy of this order.

5.The writ petition is disposed of accordingly. No costs.

30.09.2024

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

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N.SATHISH KUMAR, J.

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