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W.P.(MD) No.516 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.02.2024

CORAM:

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

W.P.(MD) No.516 of 2016

Mohamed Malik

... Petitioner

-VS-

1.The District Collector
Ramanathapuram
Ramanathapuram District

2.The Revenue Divisional Officer
Ramanathapuram
Ramanathapuram District

3.The Tahsildar
Taluk Office
Ramanathapuram
Ramanathapuram District

4.Mariyam Beevi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents to demolish and remove the encroachment made in pathway bearing Survey No.186/10B in South Street of Pudumadam Village.



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For Petitioner : Mr.S.A.Ajmal Khan

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1 to R3

ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

Prayer in this writ petition is to direct the respondents to demolish and remove encroachments made in pathway bearing Survey No.186/10B in South Street, Pudumadam Village.

2. Learned counsel for the petitioner submitted that he has handed over the case bundle to the petitioner.

3. Learned Government Advocate appearing for the respondents 1 to 3, on instructions, submitted that the petitioner is no more.

4. In view of the above submission of the learned Government Advocate, if still there is encroachment in the subject street, it is open to the legal heirs of the petitioner to submit a representation afresh to the official respondents along with a copy of this order and on such submission, the same



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shall be considered by the authority concerned on merits and in accordance with law.

5. With the above observation, this writ petition is disposed of. No costs.

[D.K.K., J.]

[R.V., J.]

21.02.2024

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

- 1.The District Collector,
Ramanathapuram,
Ramanathapuram District.
- 2.The Revenue Divisional Officer
Ramanathapuram
Ramanathapuram District
- 3.The Tahsildar
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