



W.P. No.9160 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.03.2025

CORAM:

THE HONOURABLE MR.JUSTICE M.SUNDAR
and
THE HONOURABLE MRS. JUSTICE K. GOVINDARAJAN THILAKAVADI

W.P.No.9160 of 2025

N. Siva Kumar

Petitioner

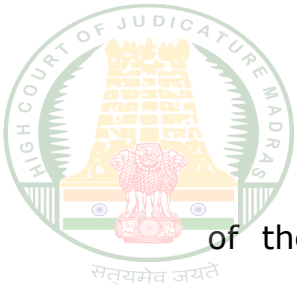
vs.

1. The District Collector
Collector Office
Dharmapuri District 636 905
2. The District Revenue Officer
Collector Office Complex
Dharmapuri District 636 905
3. The Revenue Divisional Officer
Harur Taluk
Dharmapuri District 636 905
4. The Tahsildar
Pappireddipatti Taluk Office
Pappireddipatti Taluk
Dharmapuri District 636 905
5. The Revenue Inspector
Pappireddipatti Taluk Office
Pappireddipatti Taluk
Dharmapuri District 636 905

Respondents

Writ Petition filed under Article 226 of the Constitution of India
seeking a writ of mandamus directing the first respondent to dispose

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of the petitioner's appeal dated 13.02.2025 and not to evict the petitioner from S.No.191/8 in Irulapatti Village, Pappireddipatti Taluk, Dharmapuri District without giving petitioner an opportunity to raise objections.

For petitioner Mr. R. Sivashanmugam

ORDER

[made by M.SUNDAR, J.]

After some arguments, Mr. S. Sivashanmugam, learned counsel on record for writ petitioner, sought leave of this Court to withdraw the captioned 'writ petition' (hereinafter 'WP' for the sake of brevity) but made a prayer to preserve all the rights and contentions of the writ petitioner to file a stay petition under Section 10-B of 'the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905)' [for brevity 'said 1905 Act'] (stay pending appeal) before R1 (District Collector - Appellate Authority) in the appeal dated 13.02.2025 which has already been preferred.

2. Request acceded to.



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3. A scanned reproduction of the endorsement made by learned counsel is as follows:

*WP may be withdrawn with
liberty to the petitioner to
approach the Dist collector
for interim stay up to 10 days
Act.*

[Signature]
18/3/25
of petitioner

4. We make it clear that we have not expressed any view or opinion on the merits of the matter and the appeal will proceed on its own merits and in accordance with law.

5. In the light of the narrative thus far, captioned WP stands disposed of as withdrawn/closed albeit with preservation of rights and contentions in the aforesaid manner. There shall be no order as to costs.

(M.S., J.) (K.G.T., J.)
19.03.2025

cad
Index : Yes/No
NC : Yes/No

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M.SUNDAR, J.

and

K. GOVINDARAJAN THILAKAVADI, J.

cad

To:

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