



W.P.No.9398 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.02.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No. 9398 of 2023

and

W.M.P.No.9486 of 2023

1. T.Thaiyalnayagi
2. M.Elanchezhiyan

..... Petitioners

Vs

1. The District Collector
Mayiladuthurai District,
Mayiladuthurai.
2. The District Revenue Officer
Mayiladuthurai District,
Mayiladuthurai.
3. The Revenue Divisional Officer
Mayiladuthurai District, Mayiladuthurai.
4. The Tahsildar
Mayiladuthurai Taluk Office,
Mayiladuthurai.
5. The Superintendent of Police
O/o.The Superintendent of Police,
Nagapattinam.
6. Inspector of Police
Land Grabbing Prevention Special Wing,
Nagapattinam.



W.P.No.9398 of 2023

WEB COPY

7. Punitha

8. Pugalendhi

9. Purushothamn

..... Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of India, praying for the issuance of Writ of Mandamus, directing the respondents to consider the representation of the Petitioners dated 03.09.2022 made to the respondents 7 to 9 for the act of committing land grabbing of the petitioners land and pass appropriate suitable orders by giving opportunity of personal hearing to the petitioners on conducting enquiry within the stipulated time frame granted by this Court.

For Petitioners : Mr.S.Srinivasan

For R1 to R4 : Mr.P.Balathandayutham
Special Government Pleader

For R5 & R6 : Mr.K.M.D.Muhilan
Government Advocate (Crl.Side)

ORDER

This Writ Petition has been filed seeking a direction to the respondents to consider the representation submitted by the petitioner.

2. Heard the learned counsel appearing for the petitioner, the learned Special Government Pleader appearing for the respondents 1 to 4 and the learned Government Advocate (Crl.Side) appearing for the respondents 5 & 6. Perused the materials available on record.



W.P.No.9398 of 2023

WEB COPY

3. A perusal of the representation submitted by the petitioner reveals that the petitioner claims ownership of the subject property through his grandfather. Subsequently, he had executed a power of attorney in favour of a third party and he went abroad. On the demise of the said power of attorney holder, his legal heirs are in possession and enjoyment of the subject property. Therefore the entire allegations are civil in nature. Therefore, the petitioner ought to have approached the civil court for appropriate relief.

4. In view of the above, the representation submitted by the petitioner cannot be considered. Accordingly, this Writ Petition stands dismissed. Consequently, connected miscellaneous petition is closed. There shall be no order as to costs.

07.02.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
Lpp



W.P.No.9398 of 2023

WEB COPY

1. The District Collector
Mayiladuthurai District,
Mayiladuthurai.
2. The District Revenue Officer
Mayiladuthurai District,
Mayiladuthurai.
3. The Revenue Divisional Officer
Mayiladuthurai District, Mayiladuthurai.
4. The Tahsildar
Mayiladuthurai Taluk Office,
Mayiladuthurai.
5. The Superintendent of Police
O/o.The Superintendent of Police,
Nagapattinam.
6. Inspector of Police
Land Grabbing Prevention Special Wing,
Nagapattinam.
7. The Public Prosecutor,
Puducherry.



WEB COPY



W.P.No.9398 of 2023

G.K.ILANTHIRAIYAN, J.

Lpp

W.P.No.9398 of 2023

07.02.2025