

W.P.No.11195 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED : 25.06.2025

CORAM

THE HONOURABLE MR.JUSTICE **M.SUNDAR**

and

THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

W.P.No.11195 of 2023

M.Madasamy

... Petitioner

vs.

1. The District Collector
Ootacamund
The Nilgiris.
2. The Commissioner
Ooty Municipality
Municipal Office
Ootacamund
The Nilgiris - 643 001.
3. The Tahsildhar
Taluk Office, Hospital Road
Jail Hill, Ooty
Tamil Nadu - 643 001.
4. Ms.Yamuna Devi

... Respondents



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Writ Petition filed under Article 226 of the Constitution of India

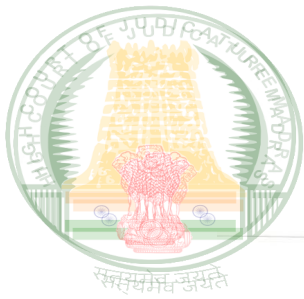
seeking a Writ of Mandamus, to direct the respondents 1 to 3 to remove the encroachment put up by the 4th respondent at No.120/F8, Kil Laxmi Narayanapuram, Bandisola, Ootacamund, Nilgiris.

For Petitioner : Ms.Samhita Srinivas
for Mr.Hariharan
For Respondents : Mr.K.Suresh
Government Advocate, for R1 to R3
Ms.M.Snega
for Mr.S.Namasivayam, for R4

ORDER

[Order of the Court was made by **M.SUNDAR J.**]

Ms.Samhita Srinivas, learned counsel representing counsel on record for writ petitioner submits that sole writ petitioner is no more and date of demise of the writ petitioner is 14.07.2024. A copy of Death Certificate of the writ petitioner is placed before us and a scanned reproduction of the same is as follows:



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MUNICIPAL CORPORATION OF DELHI

DEATH REGISTRATION DETAIL	
DESEASED NAME	MADAN MADASAMY
GENDER:	M
DATE OF DEATH:	14/07/2024
EVENT TYPE:	HOS
HOSPITAL NAME:	
EVENT PLACE ADDRESS:	PUSA ROAD NEW DELHI RAJENDRA PLACE CENTRAL DELHI INDIA 110005
COLONY:	RAJENDRA PLACE
WARD:	EAST PATEL NAGAR
ZONE:	KAROL BAGH ZONE
DATE OF REGISTRATION:	23/07/2024
REGISTRATION NUMBER:	MCDOLIR-0224-22307145019
MOTHER'S NAME:	
FATHER'S NAME:	PARAMASIVAM
PRESENT ADDRESS:	HOUSE NO-2/1, KHASRA NO-773, HOOVERS APARTMENT, MAIN ROAD BURARI, KAMAL PUR MAJRA BURARI, NORTH DELHI INDIA 110084
PERMANENT ADDRESS:	HOUSE NO-2/1, KHASRA NO-773, HOOVERS APARTMENT, MAIN ROAD BURARI, KAMAL PUR MAJRA BURARI, NORTH DELHI INDIA 110084



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2. Learned counsel submits that, as of now there are no instructions from legal heirs of the writ petitioner.

3. Sequitur is, captioned Writ Petition abates nonetheless we preserve all rights of legal heirs if they choose to come to this Court qua the same issue / cause of action.

Captioned Writ Petition disposed of as abated albeit with preservation of rights in the aforesaid manner. There shall be no order as to costs.

(M.S.J.,)

(H.C.J.,)

25.06.2025

Index : Yes / No

Neutral Citation : Yes / No

Speaking / Non-speaking

mk

To

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