



W.P.No.19466 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.05.2025

CORAM :

THE HONOURABLE MR. JUSTICE SENTHILKUMAR RAMAMOORTHY
and
THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

W.P.No.19466 of 2025
and W.M.P.No.21752 of 2025

Dhanapal

... Petitioner

Vs.

1.The District Collector
Kallakurichi District
Kallakurichi

2.The Tahsildar
Tahsildar Office
Sankarapuram
Kallakurichi District

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus, directing the 1st respondent to dispose of the Stay application in statutory appeal filed by the petitioner on 12.05.2025 against the Notice dated 19.04.2025 issued under Section 6 of the Tamilnadu Land Encroachment Act, 1905, issued by the 2nd respondent pending disposal of the above writ petition within a stipulated time that may be fixed by this Court.



WEB COPY



W.P.No.19466 of 2025

For Petitioner : Mr.C.Prabakaran
For Respondents : Mr.S.J.Mohammed Sathik
Government Advocate

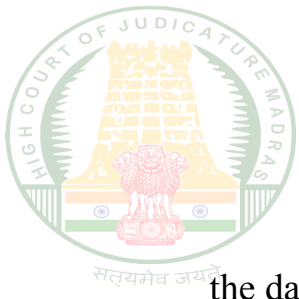
ORDER

(Order of the Court was made by *SENTHILKUMAR RAMAMOORTHY, J.*)

By this writ petition, the petitioner seeks a direction to the 1st respondent to dispose of the stay application in the statutory appeal within a specified period.

2.After issuing notice under Section 7 of the Tamilnadu Land Encroachment Act, 1905, an order under Section 6 thereof was issued on 19.04.2025. The said order was appealed against by the petitioner under Section 10 of the said enactment. The petitioner also lodged a stay application dated 12.05.2025.

3.Mr.S.J.Mohammed Sathik, learned Government Advocate accepts notice on behalf of the respondents. On instructions, he states that the stay application would be disposed of within fifteen days from



W.P.No.19466 of 2025

the date of receipt of a copy of this order.

WEB COPY

4. In view of the said submissions, this writ petition is disposed of on the following terms:

i. The 1st respondent is directed to dispose of the stay application in the statutory appeal filed by the petitioner within fifteen (15) days from the date of receipt of a copy of this order.

ii. Until such time, the respondents are restrained from taking coercive action against the petitioner pursuant to the order under Section 6 of the Tamilnadu Land Encroachment Act, 1905.

No costs. Consequently, connected miscellaneous petition is closed.

[S.K.R, J.] [T.V.T.S, J.]
28.05.2025
(6/6)

kas

Index: Yes / No
Neutral Citation



WEB COPY



W.P.No.19466 of 2025

SENTHILKUMAR RAMAMOORTHY, J.

AND

T.V.THAMILSELVI, J.

kas

To.

1.The District Collector
Kallakurichi District
Kallakurichi

2.The Tahsildar
Tahsildar Office
Sankarapuram
Kallakurichi District

W.P.No.19466 of 2025
and W.M.P.No.21752 of 2025

(6/6)

28.05.2025