



WEB COPY



WP No.35560 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.03.2025

CORAM

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

WP No.35560 of 2024

and WMP Nos., 38436, 38437 and 38439 of 2024

1. Madhu Balan
2. Vikram

.. Petitioners

-VS-

1. The Commissioner,
Commissionerate of Town Panchayat,
7th & 8th Floor, Municipal Administration
Building, MRC Nagar, Chennai-28.
2. The District Collector,
Salem.
3. The District Revenue Officer,
Salem.
4. The Assistant Director,
Town Panchayat, Salem.
5. The Revenue Divisional Officer,
Mettur, Salem.
6. The Tahsildar,
Omalur, Salem District.



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7. The Executive Officer,
Omalur Selection Grade Town Panchayat,
Omalur, Salem District.

8. P.Raman
9. Muthu
10. Palaniammal
11. Suresh
12. Kaveriammal
13. Balakrishnan
14. Marimuthu
15. Govindan
16. Mariappan
17. Periyasamy
18. Marayee
19. Chinnathayee
20. Ramesh
21. Shanthi
22. P. Subramani
23. Sivagami
24. Pavadai

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records pertaining to the impugned order passed by the 2nd respondent in Na.Ka.1728461/2024/K2 dated 12.09.2024 and quash the same, consequently, direct 1st to 7th respondents to remove the encroachment in S.No: 181/1A to the extent of 0.45.5 Hec, S.No.:181/8A to the extent of 0.04.0 Hec. S.No.:181/8B to the extent of 0.01.5 Hec at Omalur Town, Salem District.



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For Petitioners : Mr.T.Ganesan

For Respondents : Mr.A.Edwin Prabakar
State Government Pleader
Assisted by Mr.Habeeb Rahman,
Govt. Advocate, for RR 1 to 6

: Mr.B.Kumarasamy
for RR 8 to 21, 23.

: RR 22 and 24 - Deceased (steps due)
* * * * *

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

Counsel for petitioners states that in view of the provision of Section 10-A of the Tamil Nadu Land Encroachment Act, 1905, petitioners will file a revision application before the concerned authority and seeks leave to withdraw the writ petition.

2. Petition is dismissed as withdrawn. Petitioners may file revision application, which shall be disposed of in accordance with law. All rights and contentions are kept open. If the revision application is filed within four weeks from the date the order being uploaded, delay, if any, shall be deemed to have been condoned.



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There shall be no order as to costs. W.M.P.No.38436 of 2024 filed by petitioners to permit them to file a single writ petition is allowed. Consequently, the other interim applications, viz., W.M.P.Nos.38439 and 38437 of 2024 stand closed.

(K.R.SHRIRAM, CJ.)

(MOHAMMED SHAFFIQ, J.)

20.03.2025

Index : Yes/No

Neutral Citation : Yes/No

sra



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The Hon'ble Chief Justice
and
Mohammed Shaffiq, J.

(sra)

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