



W.P. No.6868 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.02.2025

CORAM:

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MRS. JUSTICE K. GOVINDARAJAN THILAKAVADI

W.P.No.6868 of 2025

D. Prabhakaran

Petitioner

vs.

1. The District Collector
District Collector Office
Coimbatore
2. The Sub-Collector
Sub-Collector Office
Pollachi 642 001
3. The Revenue Divisional Officer
Sub-Collector Office
Pollachi 642 001
4. The Tahsildar
Taluk Office
Pollachi 642 001
5. The Superintendent of Police
Mahalingapuram Police Station
Pollachi
6. The Land Administrative Officer
3, Vadakkipalayam
Pollachi
7. Vijayalakshmi

Respondents

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Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents 1 to 6 to consider the petitioner's representation dated 07.11.2023 and consequently, direct the respondents 4 and 5 to remove the encroachment made by the seventh respondent.

For petitioner Ms. T. Sudha Gandhi

ORDER

[made by M.SUNDAR, J.]

In the captioned 'writ petition' (hereinafter 'WP' for the sake of brevity), it came to light that there is Civil Court decree *inter alia qua* land which is subject matter of captioned WP. There is one more civil suit which has been dismissed for default and this also pertains to land which is subject matter of captioned WP. As Civil Court decree is operating, learned counsel on record for writ petitioner sought leave of this Court to withdraw the captioned WP but made a plea to preserve all the rights and contentions of the writ petitioner and/or anyone concerned with the subject mentioned land to work out the remedies in the Civil Court. This request is acceded to. If the writ petitioner and/or anyone concerned with subject mentioned land approaches Civil Court, Civil Court concerned shall deal with the matter on its own merits and in accordance with law untrammelled by this withdrawal.



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2. A scanned reproduction of the endorsement made by the learned counsel for writ petitioner in the case file is as follows:

Withdrawing this writ
Petition with liberty to
go accordance with law
Counsel for the Petitioner
[SUDHA GANDHI]
28/02/2025

3. In the light of the narrative thus far, captioned WP is disposed of as withdrawn/closed preserving all the rights and contentions of the writ petitioner and/or anyone concerned with subject land in the aforesaid manner i.e., to approach Civil Court. There shall be no order as to costs.

(M.S., J.) (K.G.T., J.)
28.02.2025

cad
Index : Yes/No
NC : Yes/No



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M.SUNDAR, J.

and

K. GOVINDARAJAN THILAKAVADI, J.

cad

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