

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Special Original Jurisdiction)

Wednesday, the Sixteenth day of December Two Thousand and Twenty

PRESENT

The Hon'ble Mr. Justice S.VAIDYANATHAN

WP(MD) No.11622 of 2020

K.SHANMUGAM

... PETITIONER

Vs

1 THE DISTRICT COLLECTOR,
THANJAVUR DISTRICT,
THANJAVUR.

2 THE REVENUE DIVISIONAL OFFICER,
PATTUKOTTAI SUB-DIVISION,
THANJAVUR.

3 THE TAHSILDAR,
PERVURANI TALUK,
THANJAVUR DISTRICT.

... RESPONDENTS

Writ Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased (*) to issue Writ of Mandamus by directing the respondent No.1 to 3 to records his objection regarding laying of road in his property situated in Survey No.166/5, Kalanivasal Village, Peravurani Taluk, Pattukottai Sub Division, Thanjavur District, which was further bifurcated into new Survey Nos.166/35/0.01.0-44.0.01.0 which is solely in his possession by considering his representation dated 08.09.2020 within the time stipulation as prescribed by this Hon'ble Court.

(*) (Prayer amended vide Court order dated 20/11/2020 made in WMP(MD).13169/2020 in WP(MD).11622/2020 by SVNJ)

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.ELUMALAI, Advocate for the petitioner, the Court made the following order:-

The Government shall issue a circular to the Government officials and also request the Government Pleaders to ensure that wherever the civil cases are pending, Government Pleaders are representing the Government, otherwise OSR, Roads, Parks, water etc., will be grabbed either by the innocent citizens or by

the land grabbers. If no representation is made and if the officials are not going to engage any counsel, they can be taken to task for the loss of property.

2. Whenever the land pertaining to poramboke, OSR etc., mentioned supra, are tried in civil Suit, the respective Court shall ask the plaintiff to make the Government as a party to the proceeding to avoid multiplicity of proceedings.

Post this matter on 18.01.2021.

sd/-
16/12/2020

/ TRUE COPY /

/ /2020

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE DISTRICT COLLECTOR,
THANJAVUR DISTRICT, THANJAVUR.
- 2 THE REVENUE DIVISIONAL OFFICER,
PATTUKOTTAI SUB DIVISION, THANJAVUR.
- 3 THE TAHSILDAR,
PERVURANI TALUK,
THANJAVUR DISTRICT.

COPY TO:

1. THE REGISTRAR GENERAL,
MADRAS HIGH COURT, MADRAS.
2. THE ADDITIONAL REGISTRAR GENERAL,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
3. THE SECTION OFFICER,
F-SECTION,
MADRAS HIGH COURT, MADRAS.
4. THE SECTION OFFICER,
F-SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
WP(MD) No.11622 of 2020
Date :16/12/2020

RR

<http://www.cjs/judis/SC/SAR-III/22.12.2020/2P/8C>