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IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Special Original Jurisdiction )

Monday, the Seventh day of January Two Thousand Thirteen

PRESENT

THE HON'BLE MR. JUSTICE K. N. BASHA

and

THE HON'BLE MR. JUSTICE N. PAUL VASANTHAKUMAR

MP. Nos. 2, 2 & 3, 2, 2, 2, 2, 2, 2, 2, 1, 1, 1, 2, 2, 2 of 2011

in WP. Nos. 18872, 21126, 24538, 25876, 25877, 26684, 26773, 26853,

27215, 27216, 27436, 27502 to 27505 of 2011

and MP. Nos. 2 & 3, 2, 2, 2, 2, 2, 2, 1 of 2012

WP. 8227, 8261, 10185, 10775, 24354, 25834, 26956, 28060 of 2012

and WP. No. 10198 of 2012

R. THIRARASELVAN,

[PETITIONER IN MP. 2/11 IN WP. 18872/11]

G. DEVARAJAN,

[PETITIONER IN MP. 2 & 3/11 IN WP. 21126/11]

VEERAPANDI S. ARUMUGAM

[PETITIONER IN MP. 2/11 IN WP. 24538/11]

MRS. BRINDA CHEZHIAN,

[PETITIONER IN MP. 2/11 IN WP. 25876/11]

C. PANNEERSELVAM,

[PETITIONER IN MP. 2/11 IN WP. 25877/11]

V. KIRAN KUMAR,

[PETITIONER IN MP. 2/11 IN WP. 26684/11]

P. KOWSIGA BOOBATHY,

[PETITIONER IN MP. 2/11 IN WP. 26773/11]

E. ANANDAN,

[PETITIONER IN MP. 2/11 IN WP. 26883/11]

P. GANESAN,

[PETITIONER IN MP. 2 & 1 /11 IN WP. 27215 & 27216/11]

Y. VIGNESHVAR RAJ,

[PETITIONER IN MP. 1/11 IN WP. 27436/11]

P. A. MURUGESAN,

[PETITIONER IN MP. 1, 2/11 IN WP. 27502, 27503/11]

M. ARUL,

[PETITIONER IN MP. 2/11 IN WP. 27504/11]

JITH RAMU G. RAMU,

[PETITIONER IN MP. 2/11 IN WP. 27505/11]

AR 0071832



IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Special Original Jurisdiction )

Monday, the Seventh day of January Two Thousand Thirteen

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THE HON'BLE MR. JUSTICE K.N.BASHA

and

THE HON'BLE MR. JUSTICE N. PAUL VASANTHAKUMAR

MP. NOS. 2, 2 & 3, 2, 2, 2, 2, 2, 2, 1, 1, 1, 2, 2, 2 of 2011

in WP. Nos. 18872, 21126, 24538, 25876, 25877, 26684, 26773, 26883,

27215, 27216, 27436, 27502 to 27505 of 2011

and MP Nos. 2 & 3, 2, 2, 2, 2, 2, 2, 1 of 2012

WP. 8227, 8261, 10185, 10775, 24354, 25834, 26956, 28060 of 2012

and WP. No. 10198 of 2012

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[PETITIONER IN MP. 1, 2/11 IN WP. 27502, 27503/11]

M. ARUL,

[PETITIONER IN MP. 2/11 IN WP. 27504/11]

JIM RAMU & RAMU,

[PETITIONER IN MP. 2/11 IN WP. 27505/11]

AR 0071832



IN THE HIGH COURT OF JUDICATURE AT MADRAS  
( Special Original Jurisdiction )

Monday, the Seventh day of January Two Thousand Thirteen

PRESENT

THE HON'BLE MR. JUSTICE K. N. BASHA

AND

THE HON'BLE MR. JUSTICE N. PAUL VASANTHAKUMAR

MP Nos. 2, 2 & 3, 2, 2, 2, 2, 2, 2, 2, 1, 1, 1, 2, 2, 2 of 2011

in WP Nos. 18872, 21126, 24538, 25876, 25877, 26684, 26773, 26883,

27215, 27216, 27436, 27502 to 27505 of 2011

and MP Nos. 2 & 3, 2, 2, 2, 2, 2, 1 of 2012

WP 3227, 8261, 10185, 10775, 24354, 25834, 26956, 28060 of 2012

and WP.No.10198 of 2012

R. THAKARASELVAN,

[PETITIONER IN MP.2/11 IN WP.18872/11]

G. DEVARAJAN,

[PETITIONER IN MP.2 & 3/11 IN  
WP.21126/11]

VEERAPANDI S. ARUMUGAM

[PETITIONER IN MP.3/11 IN WP.24538/11]

MRS. BRINDA CHEZHIAN,

[PETITIONER IN MP.2/11 IN WP.25876/11]

C. PANNEERSELVAM,

[PETITIONER IN MP.2/11 IN WP.25877/11]

V. KIRAN KUMAR,

[PETITIONER IN MP.2/11 IN WP.26684/11]

P. KOWSIGA BOOPATHY,

[PETITIONER IN MP.2/11 IN WP.26773/11]

S. ANANDAN,

[PETITIONER IN MP.2/11 IN WP.26883/11]

P. GANESAN,

[PETITIONER IN MP.2 & 1 /11 IN  
WP.27215 & 27216/11]

V. VIGNESHWAR RAJ,

[PETITIONER IN MP.1/11 IN WP.27436/11]

P. A. MURUGESAN,

[PETITIONER IN MP.1, 2/11 IN WP.27502,  
27503/11]

K. ARUL,

[PETITIONER IN MP.2/11 IN WP.27504/11]

JITH RAMU & RAMU,

[PETITIONER IN MP.2/11 IN WP.27505/11]

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[PETITIONER IN MP.2 & 3, 2, 2 /12 IN  
WP.8227, 8261, 10185/12]

[PETITIONER IN MP.2/12 IN WP.10775/12]

[PETITIONER IN MP.2/12 IN WP.24354/12]

[1 & 2 PETITIONERS IN MP.2/12 IN  
WP.25834/12]

[PETITIONER IN MP.2/12 IN WP.26956/12]

[PETITIONER IN MP.1/12 IN WP.28060/12]

[PETITIONER IN MP.1/12 IN WP.10198/12]

VS

[1 TO 3 RESPONDENTS MP.2,2,2,  
2,2,2,2,1,2,2,2,2,2/11 IN WP  
18872, 24538, 25876, 25877, 26584,  
26773, 26883, 27215, 27216, 27502,  
27503, 27504, 27505/11 & MP.2 & 3,  
2, 2, 2/12 IN WP.8227, 8261, 10185,  
10775/12]

M. NARAYANAN,

P. RAJENDRAN,

S. VIJAYLAKSHMI  
ADVOCATE

1. M. SUKUMAR REDDY  
S/O. GOPALAKRISHNA REDDY, 2/1  
ABU GARDEN (OMR), RAJEEV GANDHI  
SALAI, NAVALOOK,  
CHENNAI 603 103

2. M/S. ANUSH INFRASTRUCTURE

P. LTM. REP BY ITS DIRECTOR MRS. M. MALATHY  
REDDY, 2/1 ABU GARDEN (OMR), RAJEEV GANDHI  
SALAI, NAVALOOK, CHENNAI 603 103

G. THALAPATHY

M. THIYAGARAJAN

MR. N SRIDHARAN, ADVOCATE  
E. NO 401/1997, S/O. M. NATESAN,  
SOMEKIAM APARTMENTS, NO.40/70,  
RANGASAI STREET, PERAMBUR,  
CHENNAI-11

1. GOVERNMENT OF TAMIL NADU,  
REP BY THE CHIEF SECRETARY TO  
GOVERNMENT, SECRETARIAT, FORT  
ST. GEORGE, CHENNAI-9.

2. THE PRINCIPAL SECRETARY TO  
GOVERNMENT, HOME DEPARTMENT, SECRETARIAT,  
FORT ST. GEORGE, CHENNAI-9.

3. THE DIRECTOR GENERAL OF POLICE,  
STATE OF TAMIL NADU, KAMARAJAR SALAI,  
MILAPORE, CHENNAI-4.

S. MUTHURAJ

N. MADHIVANAN  
A. K. S. HANSRAJ  
ELEPHANT G. RAJENDRAN

[4 TO 7 RESPONDENTS IN MP.2/11 IN  
WP.18872/11]

[1 TO 17 DEPENDED AS PER ORDER DATED 30.09.2011 BY RNB & NEWJ IN  
MPS 3 TO 6/11 IN WP.18872/11].

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**THE INSPECTOR GENERAL OF  
REGISTRATION, SANTHOME, CHENNAI-4**

petitions praying that in these circumstances stated therein and in the respective affidavits filed therewith the High Court will be pleased to

(1) Grant an order of Ad-interim stay of operation of and all further proceedings pursuant to the impugned G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, (in MP.No.2/2011 in WP.No.18872/2011);

(2) Grant stay the operation of impugned Government Order in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, passed by the first Respondent herein, (in MP.No.2/2011 in WP.No.21126/2011);

(3) Pass an order of ad-interim direction directing the respondent police not to effect arrest in any of the alleged land grabbing cases established under the impugned government order in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, passed by the first respondent herein, (in MP.No.3/2011 in WP.No.21126/2011);

(4) Grant an order of Ad-Interim Stay of operation of and all further proceedings pursuant to the impugned Government Order in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, (in MP.No.2/2011 in WP.No.24538/2011);

(5) Stay the operation of the impugned Government Order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, in so far as the petitioner herein is concerned (in MP.No.2/2011 in WP.No.25875/2011);

(6) Stay the operation of the impugned Government Order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, in so far as the petitioner herein is concerned (in MP.No.2/2011 in WP.No.25877/2011);

(7) Grant an order of Ad-Interim Stay of operation of and all further proceedings to the impugned G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, (in MP.No.2/2011 in WP.No.26684/2011);

(8) Stay the operation of the impugned Government Order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, in so far as the petitioner herein is concerned (in MP.No.2/2011 in WP.No.26773/2011);

(9) Stay the operation of the impugned Government Order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, in so far as the petitioner herein is concerned (in MP.No.2/2011 in WP.No.26883/2011);

(10) Grant stay the operation of impugned Government Order in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, passed by the Second Respondent herein, (in MP.No.2/2011 in WP.No.27215/2011);

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(11) Stay the operation G.O.Ms.No.451, dated 11.08.2011 passed by 2<sup>nd</sup> respondent (in MP.No.1/2011 in WP.No.27216/2011);

(12) Direct the respondents 2 to 5 herein to register the First Information Report (FIR) based on the petitioner's complaint dated 15.11.2011 and proceed in accordance with law (in MP.No.1/2011 in WP.No.27436/2011);

(13) Stay the operation G.O.Ms.No.451, dated 11.08.2011 passed by 2<sup>nd</sup> respondent (in MP.No.1/2011 in WP.No.27502/2011);

(14) Grant Stay the operation of the impugned government order in G.O.Ms.No.423, Home (Pol.XI) Department, dated 25.07.2011, passed by the 2<sup>nd</sup> respondent herein (in MP.No.2/2011 in WP.No.27503/2011);

(15) Stay the operation of impugned government order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 25.07.2011, in so far as the petitioner herein is concerned, (in MP.No.2/2011 in WP.No.27504/2011);

(16) Stay the operation of impugned government order passed by the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 25.07.2011, in so far as the petitioner herein is concerned, (in MP.No.2/2011 in WP.No.27505/2011);

(17) Pass an interim injunction restraining the respondents NO.3 to 5 in registering the cases against the petitioner herein without following the due process of law (in MP.No.2/2012 in WP.No.8227/12)

(18) Grant an order of interim stay of the operation of all further proceedings of the respondents herein in pursuance to the G.O.Ms.No.423 Home (Pol.XI) Department dated 28.07.2011 (in MP.No.3/2012 in WP.No.8227/12);

(19) Grant an order of interim stay of the operation of all further proceedings pursuant to the G.O.Ms.No.423 Home (Pol.XI) Department dated 28.07.2011 (in MP.No.3/2012 in WP.No.8261/12);

(20) Grant an order of ad interim injunction restraining the respondents or any other person acting through them from proceeding further with the first information reports registered against the petitioner under the respective land grabbing cases in (i) Crime No.5/2012 dated 18.02.2012 u/s. 120-B, 147, 447, 506 (ii), 352 IPC and 3(i) TNP (PDL) Act r/w section 109 IPC on the file of the 8<sup>th</sup> respondent (ii) Crime No.4/2012 dated 01.03.12 u/s 147, 323, 120-B, 405, 420 and 506 (i) IPC on the file of 9th respondent, (iii) Crime No.6/2012 dated 08.03.2012 u/s. 120-B, 147, 365, 387, 447, 506 (ii) and section 3(i) (iii) of TNP (PDL) Act 1992 r/w section 109 IPC on the file of the 5<sup>th</sup> respondent (iv) Crime No.8/2012 dated 24.03.2012 u/s 120B, 147, 148, 447, 506(ii), 355, 387, 420 IPC and section 4 of Tamil Nadu prohibition of harassment of women's act 1998 r/w section 109 IPC on the file of 8<sup>th</sup> respondent and (v) Crime NO.89/2012 dated 22.03.2012 u/s 147, 148, 448, 354, 506(ii), 120B, 109 IPC and section 3(i) of

AR 0071835



TPDI Act, 1992 on the file of the 10<sup>th</sup> respondent (in MP.No.1/12 in WP.No.10185/12);

(22) Stay the operation of the order of the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011 in so far as the petitioner is concerned (in MP.No.2/2012 in WP.No.10775/12);

(23) Issuance of an interim injunction restraining respondents 3 to 7 from functioning as Information Commissioner's in the Tamil Nadu Information Commission (in MP.No.2/2012 in WP.No.24354/12);

(24) Grant and order of Ad-Interim Stay of operation of the and all further proceedings to the impugned G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, (in MP.No.2/2011 in WP.No.25834/2012);

(25) Grant interim stay of the operation G.O.Ms.No.423, dated 28.07.2011 passed by the 1<sup>st</sup> respondent (in MP.No.2/2012 in WP.No.26956/2012);

(26) Grant an order of Ad-interim injunction restraining the respondents or any other persons acting through them from proceeding further with the first information report registered against the petitioner under the land grabbing case in Crime No.34 of 2011 dated 21.8.2011 u/s 120(b), 464, 465, 467, 468, 471, 474 and 420 IPC on the file of the 4<sup>th</sup> respondent (in MP.No.1/2012 in WP.No.28060/2012);

(27) Issue a Writ of Declaration or any other appropriate Writ or Order or Direction in the nature Declaration to declare all the actions of respondents 1 to 6 and their subordinates throughout the state of Tamil Nadu in pursuant to G.O.Ms.No.423 dated 28.07.2011 including registration of cases, arrest and the returning the land to the defacto complaints are illegal, arbitrary and violative of article 14, 21 and 300A of the constitution and consequently direct the respondents and their subordinates to restore the status quo ante as of 28.07.2011 (in WP.No.10196/2012) respectively.

Order: These petitions coming on for orders upon perusing the petition and the respective affidavits filed in support thereof and upon hearing the arguments of M/S.P.WILSON, Senior Counsel for M/S.V.GEETHA THAMARASELVAN, Advocate for the petitioner in MP.No.2/11 in WP.No.18872/11 and of M/S.B.ULLASAVILAN, Advocate for the petitioner in MP.No.2, 2/11 in WP.No.27215, 27216/11 and of M/S.K.R.VIJAYAKUMAR, Advocate for the petitioner in MP.No.1/11 in WP.No.27436/11 and of M/S.J.KANNAN, Advocate for the MP.No.1/11 in WP.27502/11 and of M/S.Z.C.RAMESH, Advocate for the petitioner in MP.No.2, 2/11 in WP.No.27504, 27505/11 and of M/S.V.ARUN, Advocate for the petitioner in MP.No.2 & 3/11 in WP.No.21126/11 and of M/S.A.V.BHARATHI, Advocate for the petitioner in MP.No.2/11 in WP.No.24538/11 and of M/S.M.BALASUBRAMANIAN, Advocate for the petitioner in MP.2, 2, 2/11 in WP.25875, 25877, 26883/11 and of M/S.R.SRINIVAS, Advocate for the petitioner in MP.2/11 in WP.26584/11 and of M/S.A.S.KAIZER, Advocate for the petitioner in MP.2/11 in WP.26773/11 and of M/S.A.KALASEIVAN, Advocate for the petitioner in MP.2 & 3, 2, 1/12 in WP.No.8227, 8251, 8252, 8185/12 and of M/S.K.SELVARAJ, Advocate for the petitioner in

AR 0071336



THE PRINCIPAL SECRETARY TO  
GOVERNMENT, HOME DEPARTMENT,  
SECRETARIAT, FORT ST. GEORGE,  
CHENNAI-9.

[1 TO 3 RESPONDENTS IN MP.2 & 3/11  
IN WP.21126/11]

THE DIRECTOR GENERAL OF POLICE,  
STATE OF TAMIL NADU, CHENNAI-600004.

THE ADDITIONAL DIRECTOR GENERAL OF  
POLICE, (SUPERVISING THE INVESTIGATION  
OF LAND GRABBING CASES) CHENNAI-600004.

THE REGISTRAR GENERAL  
HIGH COURT, MADRAS

[4<sup>th</sup> RESPONDENT IN MP.2,1/11 IN  
WP.27216, 27502/11]

THE GOVERNMENT OF TAMILNADU  
REP BY THE PRINCIPAL SECRETARY, HOME  
DEPARTMENT, FORT ST. GEORGE, CHENNAI-600 009.

[1 TO 3 RESPONDENTS IN MP.1/11 IN  
WP.27436/11]

THE DIRECTOR GENERAL OF POLICE  
OF TAMIL NADU, DR. RADHAKRISHNAN SALAI,  
MYLAPORE, CHENNAI-600 004.

THE COMMISSIONER OF POLICE  
O/O THE COMMISSIONERATE OF CHENNAI CITY  
POLICE, EGMORE, CHENNAI-600 008.

THE DEPUTY INSPECTOR GENERAL  
OF POLICE, KANCHEEPURAM.

THE SUPERINTENDENT OF POLICE  
KANCHEEPURAM.

1. GOVERNMENT OF TAMIL NADU,  
REP BY THE CHIEF SECRETARY TO  
GOVERNMENT, SECRETARIAT, FORT  
ST. GEORGE, CHENNAI-9.

[1 TO 3 RESPONDENTS MP.2,1,2,2,  
2, 2/11 IN WP 27215, 27216, 27502,  
27503, 27504, 27505/11]

2. THE PRINCIPAL SECRETARY TO  
GOVERNMENT, HOME DEPARTMENT, SECRETARIAT,  
FORT ST. GEORGE, CHENNAI-9.

3. THE DIRECTOR GENERAL OF POLICE,  
STATE OF TAMIL NADU, CHENNAI-4.

ALEXANDER MOHAN, I.P.S.

[4<sup>th</sup> TO 9<sup>th</sup> RESPONDENTS IN MP.2 & 3, 2, 1/12  
IN WP.8227, 8261, 10185/12]

INSPECTOR GENERAL OF POLICE,  
SOUTH ZONE, MADURAI

RAJUL RAJ I.P.S.

DEPUTY INSPECTOR GENERAL OF POLICE,  
TIRUVARUR, THANJAVUR DISTRICT

AR 0071786



MR. THIRUPPAI KAVICH  
SUPERINTENDENT OF POLICE, THIRUVARUR,  
INCHRAISE OF THANJAVUR

MR. SHRI LAKSHMI KUMAR YADAV, I.P.S.  
COMMISSIONER OF POLICE, TRICHY

THE INSPECTOR OF POLICE  
ANTI-LAND GRABBING SPECIAL CELL, THANJAVUR

THE INSPECTOR OF POLICE  
ANTI-LAND GRABBING SPECIAL CELL, TRICHY

THE INSPECTOR OF POLICE, [10TH RESPONDENT IN MP.1/12 IN  
THANJAVUR MEDICAL COLLEGE HOSPITAL, WP.10185/12]  
POLICE STATION, THANJAVUR.

SECRETARY TO GOVERNMENT [1 TO 7 RESPONDENTS IN MP.2/12 IN  
P. & R. DEPARTMENT, WP.24354/12]  
FORT ST. GEORGE, CHENNAI.

VIJAYAKANTH  
LEADER OF THE OPPOSITION IN THE  
STATE LEGISLATURE ASSEMBLY SECRETARIAT,  
FORT ST. GEORGE, CHENNAI.

CHRISTOPHER NELSON IPS (RETD)  
16, MOOGAMBIGAI ST,  
MESAPAKKAM, CHENNAI-78.

B. NEELAMBICAL,  
V. SAROJA  
P. THAMILSELVAN  
S. F. AKBAR,

THE GOVERNMENT OF TAMILNADU [1 TO 4 RESPONDENTS IN MP.2/12 IN  
REP BY ITS CHIEF SECRETARY TO GOVERNMENT, WP.25634/12]  
SECRETARIAT, FORT ST. GEORGE, CHENNAI 9

THE PRINCIPAL SECRETARY TO  
GOVERNMENT, HOME DEPARTMENT, SECRETARIAT,  
FORT ST. GEORGE, CHENNAI 9

THE DIRECTOR GENERAL OF  
POLICE, O/O DIRECTOR GENERAL OF POLICE,  
SANTHOME HIGH ROAD, KAMARAJAR SALAI,  
MYLAPORE, CHENNAI 4

THE DEPUTY SUPERINTENDENT OF  
POLICE, O/O DEPUTY SUPD. OF POLICE,  
KANCHEEPURAM, KANCHEEPURAM DISTRICT

AR 0071787



**THE STATE OF TAMIL NADU,**  
**REP. BY THE CHIEF SECRETARY CUM THE** [1 TO 3 RESPONDENT IN MP. 2/12  
**PRINCIPAL SECRETARY TO GOVERNMENT,** WP. 26956/12]  
**HOME DEPARTMENT,**  
**SECRETARIAT, FORT ST. GEORGE, CHENNAI-9.**

**THE DIRECTOR GENERAL OF POLICE,**  
**STATE OF TAMIL NADU, CHENNAI-600004.**

**THE INSPECTOR OF POLICE,**  
**DISTRICT CRIME BRANCH,**  
**D/O. DISTRICT CRIME BRANCH,**  
**MADURAI.**

**THE GOVERNMENT OF TAMILNADU** [1 TO 4 RESPONDENTS IN MP. 1/12 IN  
**REP BY ITS CHIEF SECRETARY TO GOVERNMENT,** WP. 28060/12]  
**SECRETARIAT, FORT ST. GEORGE, CHENNAI 9**

**THE PRINCIPAL SECRETARY TO**  
**GOVERNMENT, HOME DEPARTMENT, SECRETARIAT,**  
**FORT ST. GEORGE, CHENNAI 9**

**THE DIRECTOR GENERAL OF POLICE,**  
**TAMIL NADU, MYLAPORE, CHENNAI-600004.**

**THE INSPECTOR OF POLICE,**  
**DISTRICT CRIME BRANCH,**  
**ANTI LAND GRABBING SPECIAL CELL,**  
**TANJORE DISTRICT.**

**THE PRINCIPAL SECRETARY TO** [1 TO 7 RESPONDENTS IN WP. 10155/12]  
**SOVT. HOME DEPARTMENT, SECRETARIAT,**  
**FORT ST. GEORGE, CHENNAI-9**

**THE DIRECTOR GENERAL OF**  
**POLICE, TAMILNADU KAMARAJAR SALAI,**  
**MYLAPORE, CHENNAI-4**

**THE COMMISSIONER OF POLICE**  
**GRATER CHENNAI, COMMISSIONER OFFICE,**  
**CHENNAI-8**

**THE DEPUTY SUPERINTENDENT OF**  
**POLICE, ANTI LAND GRABBING SPECIAL CELL,**  
**KANCHEEPURAM, KANCHEEPURAM DISTRICT**

**THE DEPUTY SUPERINTENDENT OF**  
**POLICE, ANTI LAND GRABBING SPECIAL CELL,**  
**THIRUVALLUR, THIRUVALLUR DISTRICT**

**THE DEPUTY SUPERINTENDENT OF**  
**POLICE, ANTI LAND GRABBING SPECIAL CELL,**  
**COIMBATORE, COIMBATORE DISTRICT**

AR 0071788



TRDL Act 1992 on the file of the 10<sup>th</sup> respondent (in MP.No.1/12 in WP.No.10185/12);

(22) Stay the operation of the order of the 2<sup>nd</sup> respondent in G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011 in so far as the petitioner is concerned (in MP.No.2/2012 in WP.No.10775/12);

(23) Issuance of an interim injunction restraining respondents 3 to 6 from functioning as Information Commissioners in the Tamil Nadu Information Commission (in MP.No.2/2012 in WP.No.24354/12);

(24) Grant and order of Ad-Interim Stay of operation of the and all further proceedings to the impugned G.O.Ms.No.423, Home (Pol.XI) Department, dated 28.07.2011, (in MP.No.2/2011 in WP.No.25834/2012);

(25) Grant interim stay of the operation G.O.Ms.No.423, dated 28.07.2011 passed by the 1<sup>st</sup> respondent (in MP.No.2/2012 in WP.No.26956/2012);

(26) Grant an order of Ad-interim injunction restraining the respondents or any other persons acting through them from proceeding further with the first information report registered against the petitioner under the land grabbing case in Crime No.34 of 2011 dated 21.9.2011 u/s 120(b), 454, 465, 467, 468, 471, 474 and 420 IPC on the file of the 4<sup>th</sup> respondent (in MP.No.1/2012 in WP.No.28060/2012);

(27) Issue a Writ of Declaration or any other appropriate Writ or Order or Direction in the nature Declaration to declare all the actions of respondents 1 to 6 and their subordinates throughout the state of Tamil Nadu in pursuant to G.O.Ms.No.423 dated 28.07.2011 including registration of cases, arrest and the returning the land to the defacto complaints are illegal, arbitrary and violative of article 14, 21 and 300A of the constitution and consequently direct the respondents and their subordinates to restore the status quo ante as of 28.07.2011 (in WP.No.10198/2012) respectively.

Order: These petitions coming on for orders upon perusing the petition and the respective affidavits filed in support thereof and upon hearing the arguments of M/S.P.WILSON, Senior Counsel for M/S.M.GRETA THAMARASELVAN, Advocate for the petitioner in MP.No.2/11 in WP.No.18872/11 and of M/S.B.ULLASAVELAN, Advocate for the petitioner in MP.No.2, 2/11 in WP.No.27215, 27215/11 and of M/S.K.R.VIJAYAKUMAR, Advocate for the petitioner in MP.No.1/11 in WP.No.27436/11 and of M/S.J.KANNAN, Advocate for the MP.No.1/11 in WP.27502/11 and of M/S.E.C.RAMESH, Advocate for the petitioner in MP.No.2, 2/11 in WP.No.27504 & 27505/11 and of M/S.V.ARUN, Advocate for the petitioner in MP.No.2 & 3/11 in WP.No.21126/11 and of M/S.A.V.EHARATHI, Advocate for the petitioner in MP.No.2/11 in WP.No.24538/11 and of M/S.M.BALASUBRAMANIAN, Advocate for the petitioner in MP.2, 2, 2/11 in WP.25876, 25877, 26883/11 and of M/S.R.SRINIVAS, Advocate for the petitioner in MP.2/11 in WP.26684/11 and of M/S.A.S.KAIZER, Advocate for the petitioner in MP.2/11 in WP.26773/11 and of M/S.A.KALASELVAN, Advocate for the petitioner in MP.2 & 3, 2, 1/12 in WP.No.8227, 8261, 10185/12 and of M/S.K.SELVARAJ, Advocate for the petitioner in

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MP.No.2/12 in WP.No.10775/12 and of M/S.MANIKANDAN VATHAN CHETTIAR, Advocate for the petitioner MP.No.2/12 in WP.24354/12 and of M/S.R.SUBHA REDDY, Advocate for the petitioner in MP.2/12 in WP.25534/12 and of M/S.K.KARTHIK JAGANNATH, Advocate for the petitioner in MP.No.2/12 in WP.No.26956/2012 and of M/S.G.KRISHNA KUMAR, Advocate for the petitioner in MP.No.1/12 in WP.No.28050/12 and of M/S.S.SANTHOSH KUMAR, Advocate for the petitioner in WP.No.10198/12 the court made the following order:-

Mr.P.Wilson, learned Senior Counsel for the petitioners filed a fresh memo to the effect that subsequent to the order passed by this Court dated 13.07.2012, some more special courts have been inaugurated at Thirumelveli, Ramanathapuram, Theni and Thiruvallur and it is also submitted that there is further proposals to open similar special courts in other districts.

2. In view of the said submission, we are inclined to pass an order in the light of the earlier order dated 13.07.2012 to the effect that Status Quo as on today shall be maintained in respect of filing charge sheets before the Specially Constituted Courts for Land Grabbing Cases, pending disposal of these petitions. In respect of Special Courts which were already inaugurated, it is made clear that in the event of any charge sheet filed in the special Courts inaugurated in the respective places, Status Quo as on today shall be maintained and the trial shall not be continued pending disposal of these writ petitions.

3. Registry is directed to circulate the present order to all the Special Courts established for trying land grabbing cases.

Post the matters on 08.02.2013 at 02.15.pm.

-sd/-

07/01/2013

/ TRUE COPY /

*S. Subramanian 23/1/13*  
For Sub Assistant Registrar ( Statistics / C.S. )  
High Court, Madras - 600 104.

TO  
1 THE CHIEF SECRETARY TO  
GOVERNMENT, GOVERNMENT OF TAMIL NADU,  
SECRETARIAT, FORT ST. GEORGE, CHENNAI-9.

2 THE PRINCIPAL SECRETARY TO  
GOVERNMENT, HOME DEPARTMENT, SECRETARIAT,  
FORT ST. GEORGE, CHENNAI-9.

3 THE DIRECTOR GENERAL OF POLICE  
TAMIL NADU, CHENNAI-4.

4 THE DIRECTOR GENERAL OF POLICE  
OF TAMIL NADU, DR.RADHAKRISHNAN SALAI,  
MYLAPORE, CHENNAI-600 004.

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5 THE ADDITIONAL DIRECTOR GENERAL OF POLICE, (SUPERVISING THE INVESTIGATION OF LAND GRABBING CASES) CHENNAI-600004.

6 THE REGISTRAR GENERAL HIGH COURT, MADRAS

7 THE COMMISSIONER OF POLICE O/O THE COMMISSIONERATE OF CHENNAI CITY POLICE, NGMORE, CHENNAI-600 008.

8 THE DEPUTY INSPECTOR GENERAL OF POLICE, KANCHEEPURAM.

9 THE SUPERINTENDENT OF POLICE KANCHEEPURAM.

10 THE INSPECTOR OF POLICE ANTI-LAND GRABBING SPECIAL CELL, THANJAVUR

11 THE INSPECTOR OF POLICE ANTI-LAND GRABBING SPECIAL CELL, TRICHY

12 THE INSPECTOR OF POLICE, THANJAVUR MEDICAL COLLEGE HOSPITAL POLICE STATION, THANJAVUR.

13 SECRETARY TO GOVERNMENT P & R DEPARTMENT, FORT ST GEORGE, CHENNAI.

14 THE DIRECTOR GENERAL OF POLICE, O/O DIRECTOR GENERAL OF POLICE, SANTHEM HIGH ROAD, KAMARAJAR SALAI, MYLAPORE, CHENNAI 4

15 THE DEPUTY SUPERINTENDENT OF POLICE, O/O DEPUTY SUDPT. OF POLICE, KANCHEEPURAM, KANCHEEPURAM DISTRICT

16 THE INSPECTOR OF POLICE, DISTRICT CRIME BRANCH, O/O DISTRICT CRIME BRANCH, MADURAI.

17 THE INSPECTOR OF POLICE, DISTRICT CRIME BRANCH, ANTI LAND GRABBING SPECIAL CELL, TANJORE DISTRICT.

18 THE SECTION OFFICER, LEGAL CELL, HIGH COURT, CHENNAI.

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19 THE DIRECTOR GENERAL OF  
POLICE, TAMILNADU KAMARAJAR SALAI,  
MYLAPORE, CHENNAI-4

20 THE COMMISSIONER OF POLICE  
GREATER CHENNAI, COMMISSIONER OFFICE,  
CHENNAI-8

21 THE DEPUTY SUPERINTENDENT OF  
POLICE, ANTI LAND GRABBING SPECIAL CELL,  
KANCHEEPURAM, KANCHEEPURAM DISTRICT

22 THE DEPUTY SUPERINTENDENT OF  
POLICE, ANTI LAND GRABBING SPECIAL CELL,  
THIRUVALLUR, THIRUVALLUR DISTRICT

23 THE DEPUTY SUPERINTENDENT OF  
POLICE, ANTI LAND GRABBING SPECIAL CELL,  
COIMBATORE, COIMBATORE DISTRICT

24 THE INSPECTOR GENERAL OF  
REGISTRATION, SANTHOME, CHENNAI-4

25 THE SECTION OFFICER,  
"F" SECTION, HIGH COURT,  
CHENNAI.

C.C. to M/S.M.GSETHA THAMARASELVAN Advocate on payment of necessary charges

C.C. to M/S.B.ULLASAVELAN, Advocate on payment of necessary charges

C.C. to M/S.K.R.VIJAYAKUMAR,, Advocate on payment of necessary charges

C.C. to M/S.J.KANNAN,, Advocate on payment of necessary charges

C.C. to M/S.E.C.RAMESH,, Advocate on payment of necessary charges

C.C. to M/S.A.KALAISELVAN, Advocate on payment of necessary charges

C.C. to M/S.K.SELVARAJ, Advocate on payment of necessary charges

C.C. to M/S.MANIKANDAN VATHAN CHETTIAR, Advocate on payment of necessary charges

C.C. to M/S.V.ARUN, Advocate on payment of necessary charges

C.C. to M/S.A.V.BHARATHI, Advocate on payment of necessary charges

C.C. to M/S.M.BALASUBRAMANIAN, Advocate on payment of necessary charges

C.C. to M/S.R.SRINIVAS, Advocate on payment of necessary charges

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C.C. to M/S.A.S.KRIZER Advocate on payment of necessary charges

C.C. to M/S.P.SUBBA REDDY, Advocate on payment of necessary charges

C.C. to M/S.K.KARTHIK JAGANNATH, Advocate on payment of necessary charges

C.C. to M/S.G.KRISHNA KUMAR, Advocate on payment of necessary charges

C.C. to M/S.S.SANTHOSH KUMAR, Advocate on payment of necessary charges  
Order

in  
MP.Nos.2, 2 & 3, 2, 2, 2, 2, 2, 2, 1, 1, 1, 2, 2, 2 of 2011  
in WP.Nos.18872, 21126, 24538, 25876, 25877, 26684, 26773, 26883,  
27215, 27216, 27436, 27502 to 27505 of 2011  
and MP.Nos.2 & 3, 2, 2, 2, 2, 2, 2, 1 of 2012  
WP.B227, B261, 10185, 10775, 24354, 25834, 26956, 28080 of 12  
and WP.No.10198 of 2012

Date :07/01/2013

From 26.2.2001 the Registry is issuing certified  
copies of the Interim Orders in this format  
KP(21.01.2013)

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