

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Wednesday, the Thirtieth day of June Two Thousand Twenty One

PRESENT

THE HON`BLE MR JUSTICE V.BHARATHIDASAN

WP.NO.19617 OF 2020

AND

WMP.NO.24242 OF 2020

MR.SANJAY NARAYANAN, [PETITIONER IN BOTH THE PETITIONS]
THE DIRECTOR,
NATURE RESORT AND SPA
INDIA PRIVATE LTD.,
KURUMBADI, COONOR,
NILGIRIS DISTRICT,
(FORMERLY KNOWN AS COSMOS
RESORTS INDIA PRIVATE LTD.,)

VS

1 THE COMMISSIONER [RESPONDENTS IN BOTH THE PETITIONS]
COMMISSIONER OF LAND
ADMINISTRATION,
CHEPAUK, CHENNAI-600 005

2 THE COLLECTOR
THE NILGIRIS DISTRICT
UDAGAMANDALAM

3 THE DISTRICT FOREST OFFICER
THE NILGIRIS NORTH DIVISION
UDAGAMANDALAM

4 THE PRESIDENT
BARLIAR VILLAGE PANCHAYATH
KURUMBADI, COONOR
THE NILGIRIS DISTRICT

5 THE REVENUE DIVISIONAL OFFICER
COONOR, UDAGAMANDALAM DISTRICT

6 THE TAHSILDAR
COONOR TALUK
UDAGAMANDALAM

7 THE FOREST RANGE OFFICER
COONNOOR RANGE, COONNOOR
NILGIRIS DISTRICT-643 102

Writ Petitions under Article 226 of the Constitution of India praying that in the circumstances stated therein and in the respective affidavits filed therewith the High Court will be pleased to issue a WRIT OF CERTIORARIFIED MANDAMUS or any other writ or order, direction in the nature of writ, calling for the records of 1st respondent in Proc.No.E3/6734/2019 dated 11.08.2020 and quash the same and directing the respondents to grant permission for the usage of the cart track in S.NO.288/1, 289/1,2 and 290/1,2 to an extent of 0.20.0 Hectare (0.50 acres) in Barliyur Village, Coonoor Taluk, Nilgiris District (in WP.NO.19617 OF 2020) and

(ii) To restrain the respondents, their men, agents or anyone claiming through them from interfering with the peaceful enjoyment of the cart track in S.NO.288/1,289/1,2 and 290/1,2 in Barliyur Village, Coonoor Taluk, Nilgiris District, Pending disposal of the writ petitions (in WMP.NO.24242 OF 2020).

Order : These petition coming on this day for hearing upon perusing the petitions and the affidavits filed in support thereof and upon hearing the arguments of MR.V.MANO HAR, Advocate for the petitioner in both the petitions and of MR.KMD.MUHILAN, Government Advocate for the first, second, fourth, fifth and sixth respondents in both the petitions and of MR.S.PRABHU, Standing Counsel for the third and seventh respondents in both the petitions, the court made the following order:-

(The case has been heard through video conference)

Mr.V.Manohar, learned counsel appearing for the petitioner submitted that in respect of the very same issue, writ petitions in W.P.Nos.2772 and 3069 of 2021 are pending before a Division Bench of this Court and an interim order was also passed by the Division Bench. The learned counsel for the petitioner requested that this matter may also be tagged with those writ petitions pending before the Division Bench.

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2. In such circumstances, the Registry is directed to post this writ petition along with W.P.Nos.2772 and 3069 of 2021, after obtaining necessary orders from My Lord, the Honourable The Chief Justice. Interim order already granted by this Court is extended till listing of the case before the Division Bench.

-sd/-
30/06/2021

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE COMMISSIONER
COMMISSIONER OF LAND
ADMINISTRATION,
CHEPAUK, CHENNAI-600 005

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THE NILGIRIS DISTRICT
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COONOR RANGE, COONOR
NILGIRIS DISTRICT-643 102

C.C. to MR.V.MANO HAR Advocate SR.NO.3586

Order
in
WP.NO.19617 OF 2020
AND WMP.NO.24242 OF 2020
Date :30/06/2021

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format

<https://hcservices.ecourts.gov.in/hcservices/>
UM(02/07/2021)