

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Friday, the Fourth day of February Two Thousand and Twenty Two
PRESENT

WEB COPY

**The Hon`ble Mrs.Justice PUSHPA SATHYANARAYANA
and**

The Hon`ble Mr.Justice P.VELMURUGAN

WP(MD) No.2330 of 2022

and

WMP(MD) No.2028 of 2022

THE CORRESPONDENT

ST.ALOYSIUS HIGHER SECONDARY SCHOOL,
KARANKADU, KANYAKUMARI DISTRICT

... PETITIONER

Vs

1 THE DISTRICT COLLECTOR
KANYAKUMARI DISTRICT, OFFICE AT NAGERCOIL

2 THE THASILDAR
KALKULAM THALUK, AT THUCKALAY,
KANYAKUMARI DISTRICT

3 THE COMMISSIONER
KURUTHANCODU PANJAYAT UNION, KURUNTHANCODE,
KANYAKUMARI DISTRICT

4 THE BLOCK DEVELOPMENT OFFICER
KATTIMANCODE PANCHAYATH, KATTIMANCODE,
KANYAKUMARI DISTRICT

5 THE PRESIDENT
KATTIMANCODE PANCHAYATH, KATTIMANCODE,
KANYAKUMARI DISTRICT

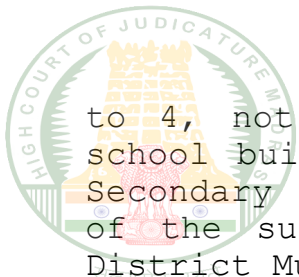
6 G.ARULRAJ

7 G.PRAGASAM

8 G.ARULANANTHAM

9 O.HOMAERLAL ... RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Writ of Certiorarified Mandamus calling for the records in Na.Ka.No.A5/4019/2021 dated 30-12-2021 issued by the 3rd respondent and quash the same and thereby direct the respondents 1



to 4, not to take any steps for the demolition of the existing school building in resurvey no.284/1 belongs to St.Aloysius Higher Secondary School, Karankadu, Kanyakumari district till the disposal of the suit in O.S No. 169 of 2010 pending before the Learned District Munsiff Court, Eraniel.

WEB COPY

Prayer in WMP(MD). 2028/ 2022 :

To stay for all further proceedings in Na.Ka.No.A5/4019/2021 dated 30-12-2021 passed by the 3rd respondent regarding the demolition of existing school building in Rsy No. 284/1 of Kurunthancode village, till the disposal of the writ petition.

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 M/S.CENIL.G, Advocate for the petitioner and of Mr.M.SIDDHARTHAN, Additional Government Pleader on behalf of the Respondents 1 to 3 and Mr.RAGHAVENDRAN, Advocate for the respondents 4 & 5 and Mr.C.T.PERUMAL, Advocate for the respondents 6 & 8 and Mr.THIRUMALAIAPPAN, Advocate for the 9th respondent, the Court made the following order:-

(Order of the Court was made by PUSHPA SATHYANARAYANA,J)

Mr.M.Siddharthan, learned Additional Government Pleader accepts notice for the respondents 1 to 3, Mr.Raghavendran, learned counsel accepts notice for the respondents 4 and 5, Mr.C.T.Perumal, learned counsel accepts notice for the respondents 6 and 8 and Mr.Thirumalaiappan, learned counsel accepts notice for the ninth respondent and seeks time to get instructions .

2.Post the matter after four weeks, for getting instructions.

3.In the meanwhile, the learned counsel for the Petitioner is permitted to serve notice to the 7th respondent returnable by then. Private notice is also permitted. Let there shall be an order of interim stay till then.

sd/-

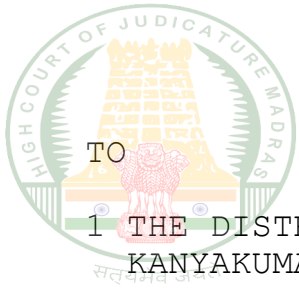
04/02/2022

/ TRUE COPY /

/ /2022

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

Note :In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant



TO

1 THE DISTRICT COLLECTOR
KANYAKUMARI DISTRICT, OFFICE AT NAGERCOIL

2 THE THASILDAR
KALKULAM THALUK, AT THUCKALAY, KANYAKUMARI DISTRICT

3 THE COMMISSIONER
KURUTHANCODU PANJAYAT UNION, KURUNTHANCODE,
KANYAKUMARI DISTRICT

+1. C.C. to M/S.CENIL G Advocate SR.No.790

ORDER
IN
WP(MD) No.2330 of 2022
and
WMP(MD) No.2028 of 2022
Date :04/02/2022

SS/JM/SAR-I/09.02.2022 : 3P/5C