

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

Thursday, the Fifteenth day of October Two Thousand Twenty

PRESENT

WEB COPY

The Hon`ble Mr.Justice N.KIRUBAKARAN
and
The Hon`ble Mr.Justice B.PUGALENDHI

WP(MD) No.14376 of 2020
and
WMP(MD) .No.12020 of 2020

SALEEM

... PETITIONER

Vs

- 1 THE DISTRICT COLLECTOR,
OFFICE OF THE DISTRICT COLLECTOR,
SIVAGANGAI DISTRICT.
- 2 THE DISTRICT FOREST OFFICER,
OFFICE OF THE DISTRICT FOREST OFFICER,
SIVAGANGAI DISTRICT.
- 3 THE EXECUTIVE ENGINEER,
WATER RESOURCE ORGANIZATION/
PUBLIC WORKS DEPARTMENT,
THIRUPPUVANAM TALUK, SIVAGANGAI DISTRICT.
- 4 THE TAHSILDAR,
THIRUPPUVANAM TALUK,
SIVAGANGAI DISTRICT.
- 5 THIRUPPUVANAM NELMUDIKAIRAI KANMOI
PASANA VIVASAIGAL SANGAM,
REP BY ITS PRESIDENT,
SELVAM

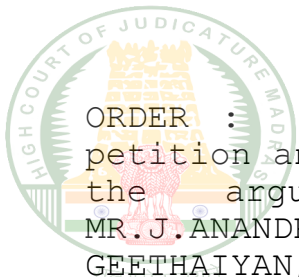
... RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to issue an order or direction or writ in the nature of writ of mandamus directing the respondents to re-assess the value of trees in panakulam Kanmoi in survey No.54/1 separately and further direct the respondents to conduct separate auction for Panakulam Kanmoi.

Prayer in WMP(MD) . 12020/ 2020 :

To grant an order of interim injunction restraining the 5th respondent from cutting trees in Panangulam village in survey No.54/1 in the disposal of the above writ petition.

<https://hccservices4.courts.mca.nic.in/hccservices4>



ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.G.PRABHU RAJADURAI, Advocate for MR.J.ANANDKUMAR, Advocate for the petitioner and of MR.M.MUTHU GEETHAIYAN, Special Government Pleader for R1 to R4 and MR.SRICHARAN RANGARAJAN, Additional Advocate General Assisted by MR.K.GOVINDARAJAN, Advocate for R5, the court made the following order:-

[Order of the Court was made by **N. KIRUBAKARAN, J.**]

Mr.Sricharan Rangarajan, learned Additional Advocate General, undertakes to get instructions as to when the Farmers' Organization as per Section 4 of the Tamil Nadu Act 2001 would be constituted.

2. The learned counsel appearing for the petitioner submits that he is ready to deposit Rs.22,00,000/- (Rupees twenty two lakhs only) even for 70% of the remaining trees.

3. Considering the fact that the District Collector has already awarded to the Farmers' Association a sum of Rs.19,46,268/-, without conducting any auction, there shall be an order of interim injunction restraining the respondents from cutting trees. However, it is open to all parties, even third parties, to offer their bid on **06.11.2020**, on which date, this Court would conduct auction.

4. Call the matter on **06.11.2020**, along with W.A.(MD) No.940/2020.

sd/-
15/10/2020

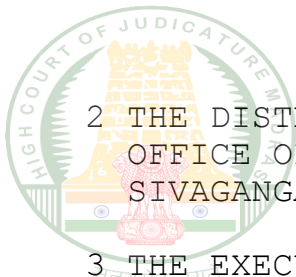
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/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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 concerned.

TO

1 THE DISTRICT COLLECTOR,
OFFICE OF THE DISTRICT COLLECTOR,
SIVAGANGAI DISTRICT.



- 2 THE DISTRICT FOREST OFFICER,
OFFICE OF THE DISTRICT FOREST OFFICER,
SIVAGANGAI DISTRICT.
- 3 THE EXECUTIVE ENGINEER,
WATER RESOURCE ORGANIZATION/
PUBLIC WORKS DEPARTMENT,
THIRUPPUVANAM TALUK, SIVAGANGAI DISTRICT.
- 4 THE TAHSILDAR,
THIRUPPUVANAM TALUK,
SIVAGANGAI DISTRICT.

ORDER
IN
WP(MD) No.14376 of 2020
and
WMP(MD).No.12020 of 2020
Date :15/10/2020

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JM/PN/SAR IV/20.10.2020/3P/5C