

**W.P.No.39270 of 2003**

**P.VELMURUGAN,J.,**

The learned counsel appearing for the respondents 1 and 2 would submit that in order to comply with the order of this Court dated 03.12.2020, they approached Commissioner of Police, Chennai, who inturn allotted team of officials to evict the aunauthorised occupants and accordingly they also started the eviction process. However, Inspector of Police was misleded by one P.Bagyalakshmi, Advocate vide letter dated 19.12.2020 stating that the order of this Court dated 03.12.2020, has been revoked on 04.12.2020. The relevant portion of the said letter is extracted below for ready reference:

*“The order dated 03.12.2020 impleading the Commissioner of Police, Chennai by the Hon'ble High Court has been revoked on 04.12.2020 and you cannot enforce the said orders dated 03.12.2020 of the Hon'ble Justice P.Velmurugan. Further the order of eviction dated 21.11.2020 of respondents is stayed by the Hon'ble High Court which was already brought to your notice. When there is no order at all as on date and stay of eviction is granted, you cannot proceed further kindly reconsider.”*

2. This Court has not revoked the order dated 03.12.2020. After passing the order dated 03.12.2020, as per the direction of this Court, this matter is listed today. The above said action on the part of the Advocate is totally abuse of process of Court. Hence, this

<http://www.judis.nic.in> Court is inclined to take suo moto contempt against the said Advocate, for which the

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Registry is directed to place this matter before the Hon'ble Chief Justice for getting appropriate orders in this regard.

3.Today, the Commissioner of Police filed status report stating that the eviction process is going on. The learned counsel for the respondents 1 and 2 would submit that the police officials are effectively cooperating for eviction of unauthorised occupants. Further, five of the tenants filed W.P.No.19453 of 2020 and got an order of interim stay on 17.12.2020. Since the police officials were misled by the advocate P.Bagyalakshmi as if the order of this Court dated 03.12.2010 was revoked and five persons have filed the aforesaid writ petition and got interim stay, the Assistant Commissioner of Police is directed to proceed with the eviction proceedings as per the direction of this Court dated 03.12.2010 except against the five persons those who have filed writ petition in W.P.No.19453 of 2020 and got interim stay.

4.Post the matter on 05.01.2021, for reporting compliance. The learned counsel for the petitioner represented that their name may be removed from the cause list. Registry is directed to remove the name of M/s.Balan Haridas and R.Kamatchi Sundaresan for the petitioner and print the name of the petitioner.

21.12.2020