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W.P.(MD)No.4531 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.03.2023

CORAM:

**THE HON'BLE MR.T.RAJA, THE ACTING CHIEF JUSTICE
and
THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR**

W.P.(MD)No.4531 of 2023

Indhirani,
W/o.Nageswaran,
2A, Vaiganallur Agraharam,
Opposite to Life Insurance Corporation Limited,
Kulithalai,
Karur District. ... Petitioner

-VS-

1.The Regional Director of Municipalities,
Salem.

2.The Chairman,
Kulithalai Municipality,
Kulithalai, Karur District.

3.The Commissioner,
Kulithalai Municipality,
Kulithalai,
Karur District.

4.Sukumar

5.Karthikeyan

6.Kolajinathan ... Respondents



PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the second and third respondents to remove the iron poles and the iron gate erected by the fourth and fifth respondents on the public road that runs North South on the East of the petitioner's house, which is situated at 2A, Vaiganallur Agraharam, Kulithalai, Karur District.

For Petitioner	: Mr.S.Arunachalam for Mr.S.Vasik Ali
For R - 1	: Mr.K.Balasubramani Special Government Pleader
For RR 2 & 3	: Mr.A.N.Ramanathan Standing Counsel

ORDER

**[Order of the Court was made by
The Hon'ble The ACTING CHIEF JUSTICE]**

Mrs.Indhirani, W/o.Nageswaran, having residence at 2A, Vaiganallur Agraharam, Opposite to Life Insurance Corporation Limited, Kulithalai, Karur District, has filed this Writ Petition seeking for issuance of a Writ of Mandamus, directing the second and third respondents to remove the iron poles and the iron gate erected by the fourth and fifth respondents in front of the petitioner's house on the public road, preventing the free ingress



and egress of the petitioner.

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2.Learned counsel appearing for the petitioner, in support of his prayer, has produced a copy of the photograph at page No.15 of the typedset of papers.

3.Mr.A.N.Ramanathan, learned Standing Counsel appearing for the respondents 2 and 3 submitted that the representation of the petitioner, dated 24.03.2022, would be considered in accordance with law.

4.A perusal of the photograph shows that the matter needs enquiry.

5.In view of the above, the respondents 2 and 3 are directed to consider the representation of the petitioner, dated 24.03.2022 and pass appropriate orders, on merits and in accordance with law. If there is any obstruction as claimed by the petitioner, after issuing notice to all the other parties including the respondents 4 to 6 and after affording sufficient opportunity of personal hearing to all the parties concerned, the respondents 2



and 3 shall take necessary action for removal of the same, within a period of four weeks from the date of receipt of a copy of this order.

6. With the above directions, this Writ Petition is disposed of. No costs.

[T.R., A.C.J.] [D.K.K., J.]
03.03.2023

NCC : Yes / No
Index : Yes / No
Internet: Yes
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To

1. The Regional Director of Municipalities,
Salem.
2. The Chairman,
Kulithalai Municipality,
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Kulithalai Municipality,
Kulithalai,
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W.P.(MD)No.4531 of 2023:

T.RAJA, A.C.J.

and

D.KRISHNAKUMAR, J.

ps

ORDER MADE IN
W.P.(MD)No.4531 of 2023

DATED : 03.03.2023