



W.P(MD)No.18295 of 2026

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.07.2026

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P(MD)No.18295 of 2026

and

W.M.P(MD)No.13533 of 2026

Murugesan

... Petitioner

Vs

1.The District Collector,
Karur District,
Karur.

2.The Block Development Officer,
Thanthoni Panchayat Union,
Karur District.

3.The Commissioner,
Karur Corporation, Karur.

4.The President,
Andankovil East Panchayat,
Manmangalam Taluk,
Karur District.

... Respondents



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PRAYER: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents not to construct the bus stop in front of the petitioner's shops and land measuring to an extent of 0.62 3/4 acres comprised in Survey No.2091/A, Survey No.2091/B (sub-divided as Survey No.2091/B2A) Survey No.2106/A (sub-divided as Survey No.2106/A1B), Survey No.2106/B1 (sub-divided as Survey No. 2106/B1B1), and Survey No.2105 situated at Andankovil (East), Manmangalam Taluk, Karur District, by considering the petitioner's representation dated 09.02.2026.

For Petitioner : Mr.V.Sukumar

For Respondents : Mr.R.Ramasamy (R1 & R2)
counsel for State

: Mr.K.Balasubramani (R3)
Standing Counsel

ORDER

The present Writ Petition has been filed seeking the issuance of a Writ of Mandamus directing the respondents not to construct a bus shelter in front of the petitioner's shops and the land measuring an extent of 0.62³/₄ acres comprised in Survey No.2091/A, Survey No.2091/B (sub-divided as Survey No.2091/B2A), Survey No.2106/A (sub-divided as Survey No.



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2106/A1B), Survey No.2106/B1 (sub-divided as Survey No.2106/B1B1), and Survey No.2105, situated at Andankovil (East), Manmangalam Taluk, Karur District, by considering the petitioner's representation dated 09.02.2026.

2.The learned counsel appearing for the petitioner submitted that the petitioner is the owner of the property measuring an extent of 0.62³/₄ acres comprised in the aforesaid survey numbers. Originally, one Karuppannan and the petitioner's father, late Kandasamy, jointly purchased the said property by way of a registered sale deed bearing Document No.324 of 1993, dated 30.01.1993. After the demise of the petitioner's father, the petitioner and the said Karuppannan have been in joint possession and enjoyment of the property. It is further submitted that the revenue records have also been mutated in favour of the petitioner.

3.The learned counsel further submitted that the petitioner has established a motorcycle showroom under the name and style of "VKG



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Automobiles" and another commercial establishment known as "Laks Tex" in the said property. Adjacent to the petitioner's buildings, there exists a vacant site, which is being utilized by the petitioner as a parking area for containers and other vehicles. According to the petitioner, the respondents have commenced the construction of a bus shelter immediately in front of the said vacant site, thereby causing obstruction to the effective use and enjoyment of the property. Aggrieved by the same, the present Writ Petition has been filed.

4.The learned counsel appearing for the petitioner further submitted that, by the time the Writ Petition was taken up for hearing, nearly 80% of the construction of the bus shelter had already been completed. It is submitted that the petitioner is even willing to bear the expenses for demolition of the existing structure and for reconstruction of the bus shelter at any other unobjectionable location. Accordingly, he prayed for appropriate orders.



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5.Per contra, learned counsel appearing for the respondents 1 to 3 submitted that the petitioner has not approached this Court with clean hands. It is contended that the petitioner owns a vast extent of land and has a separate entrance with a gate measuring approximately 15 feet in width, which has all along been used for ingress and egress to the petitioner's property. The remaining frontage has been enclosed by the petitioner with a compound wall. The bus shelter has been constructed only in the public land belonging to the Municipality, situated in front of the compound wall, without causing any obstruction to the petitioner's lawful access. It is further submitted that the construction had substantially progressed before the petitioner approached this Court and that the present Writ Petition has been filed only after the bus shelter had reached the final stage of completion. Hence, the learned counsel prayed for dismissal of the Writ Petition.

6.Heard the learned counsel appearing on either side and perused the materials available on record.



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7.The grievance of the petitioner is that the construction of the bus shelter in front of his property would affect the use of the vacant land adjoining his commercial establishments. However, the materials placed before this Court disclose that the bus shelter has been constructed on public land belonging to the Municipality and not within the petitioner's property. It is also not in dispute that the petitioner has an independent entrance with a sufficiently wide gate for ingress and egress to his premises. Except a general apprehension that the bus shelter may cause inconvenience, no material has been placed before this Court to establish that the petitioner's legal or proprietary rights have been infringed.

8.It is also evident from the records that, by the time the petitioner approached this Court, the construction of the bus shelter had been substantially completed. Public infrastructure projects undertaken for the benefit of the general public cannot ordinarily be interdicted at such an advanced stage unless a clear case of illegality, arbitrariness, or infringement



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of any statutory or constitutional right is made out. No such circumstance has been established in the present case.

9.The offer made by the petitioner to bear the expenses for demolition and reconstruction of the bus shelter at another location cannot, by itself, confer any enforceable right upon the petitioner to seek relocation of a public utility constructed by the competent authority in accordance with law. The choice of location for public amenities such as bus shelters falls within the domain of the local authorities and this Court, in exercise of its jurisdiction under Article 226 of the Constitution of India, would not ordinarily interfere with such administrative decisions unless they are shown to be arbitrary, mala fide, or contrary to law.

10.In the light of the above, this Court finds no merit in the Writ Petition. The petitioner has failed to establish any legal right warranting the issuance of a Writ of Mandamus.



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11. Accordingly, the Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected Miscellaneous Petition is closed.

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NCC : Yes / No
Index : Yes / No
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M.DHANDAPANI, J.

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