

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.06.2015

CORAM:

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI
and
THE HON'BLE MR. JUSTICE M. VENUGOPAL

W.P. No. 11018 of 2015
and
M.P. Nos.1 & 2 of 2015

1. E. Kesavarthini
2. K. Malar

Petitioners

Vs.

- 1 The State of Tamil Nadu,
Rep. by The District Collector,
Office of the District Collector,
Kancheepuram.
- 2 The Tahsildar
Thirukazhukundram Taluk Office,
Thirukazhukundram Kalpakkam via
Kancheepuram District.
- 3 The Deputy Tahsildar
Thirukazhukundram Taluk Office
Thirukazhukundram Kalpakkam via,
Kancheepuram District.
- 4 The Village Administrative Officer,
Thirukazhukundram Taluk Office,
Thirukazhukundram Kalpakkam via,
Kancheepuram District.
- 5 The District Deputy
Superintendent of Police ,
O/o.The District Deputy Superintendent of Police ,
Mamallapuram, Kancheepuram District.
- 6 The Sub Inspector of Police,
E-3 Sadras Police Station,
Sathurangattinam, Kancheepuram District.

- 7 The State Human Rights
Commission Rep. by The Registrar,
143 P.S. Kumarasamy Raja Salai
(Greenways Road),
Chennai-28.
- 8 Suresh
S/o.Balu Periya Colony Vitttilapuram
Thirukazhukundram Taluk ,
Kancheepuram District.
- 9 Chellappan
S/o.Nachiyar Periya Colony Vitttilapuram
Thirukazhukundram Taluk,
Kancheepuram District.
- 10 Viswanathan
S/o.Subramani Periya Colony Vitttilapuram,
Thirukazhukundram Taluk Kancheepuram
District.
- 11 Logu
S/o.Sailesan Periya Colony, Vitttilapuram,
Thirukazhukundram Taluk,
Kancheepuram District. Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondent Nos.1 to 4 to take appropriate action on the petitioners representation dated 7.6.2014 thereby direct them to remove the unauthorized construction of Amman Temple put up by respondent Nos.8 to 11 at Vitttilapuram Colony, Thirukazhukundram Taluk, Kancheepuram District by encroaching upon pathway thereby allow the petitioners and others to have easy access/free ingress & engross for their property.

For petitioners : Mr. S. Nirmal Kumar
for
Mr. Prakash Adiapadam

For respondents :Mr.P.S.Sivashanmugasundaram
1 to 6 Spl. Govt. Pleader

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI, J.)

When the matter was taken up for hearing on 17.4.2015, on the request of the learned counsel for the petitioner to amend the prayer, it was adjourned to 24.04.2015. On the next date of hearing, the petitioner came up again without amending the prayer and further request was made to give adjournment. Accordingly, the matter is

listed today. Today, again, we find that no application has been moved for amendment.

2. In that view of the matter, we are of the view that the writ petition may be dismissed, granting liberty to the petitioner to file a fresh writ petition, incorporating the amendment, if so advised and proposed by him.

3. Accordingly, this writ petition is dismissed with liberty as indicated above. Consequently, connected miscellaneous petitions are dismissed. No costs.

Sd/-
Assistant Registrar

True Copy

Sub Assistant Registrar

To

- 1 The District Collector,
State of Tamil Nadu,
Office of the District Collector,
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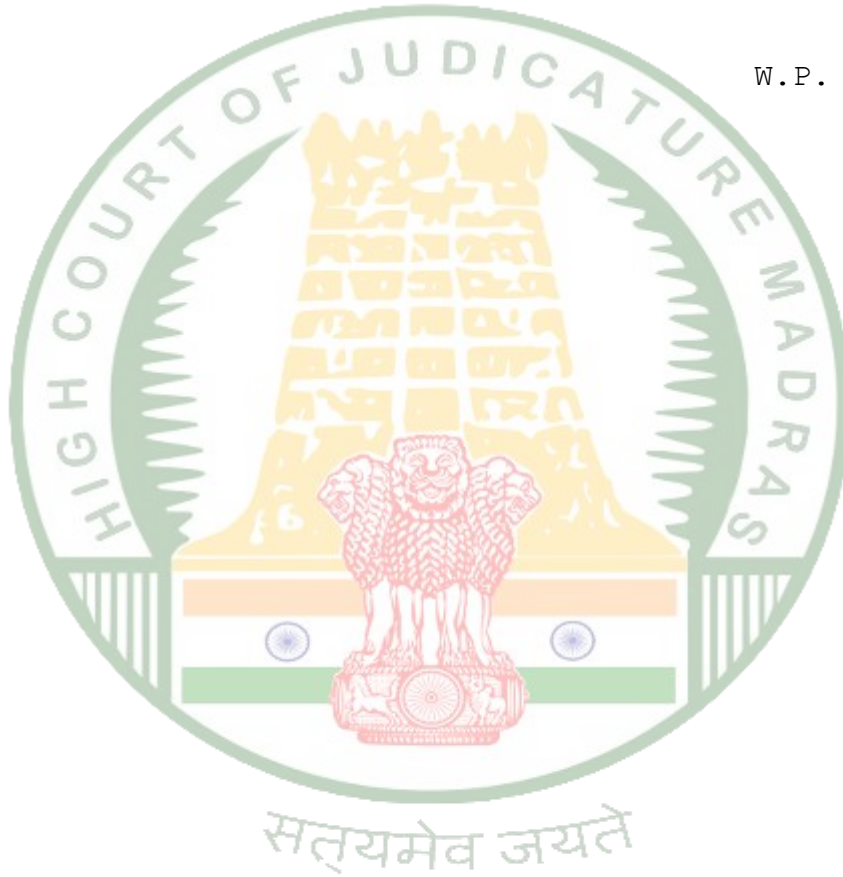
7 The State Human Rights
Commission Rep. by The Registrar,
143 P.S. Kumarasamy Raja Salai
(Greenways Road),
Chennai-28.

+1 cc to Mr.Prakash Adiapadam, Counsel for Petitioner,sR.27014

+1 cc to Government Pleader, SR.27064.

Vgi(co)
krd 17/6

W.P. No.11018 of 2015



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