

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2015

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

WP.No.5050 of 2015

V.Rajamansingh

... Petitioner

vs.

1. The District Collector
Nagapattinam District
Nagapattinam.

2. The Commissioner
Nagapattinam Municipality
Nagapattinam
Nagapattinam District.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for a writ of mandamus, directing the respondents not to proceed with the construction for proposed library in front of the petitioner school in the College Road, Nagapattinam.

For Petitioner : Mr.S.Sairaman

For Respondents : Mr.S.Gunasekaran
Government Advocate for R1

Mr.Roohus Abraham
Government Advocate for R2

ORDER

Heard Mr.S.Sairaman, learned counsel for the petitioner, Mr.S.Gunasekaran, learned Government Advocate appearing on behalf of the first respondent and Mr.Roohus Abraham, learned counsel appearing for the second respondent.

2. The petitioner is the Correspondent of an aided school, which is functioning in Nagapattinam and as on date, the petitioner

school has got 2200 students. The petitioner is aggrieved by the location of the library, which is being constructed by the second respondent Municipality and it is stated that it is front of the school affecting the ingress and egress to the school. Therefore, the petitioner submitted a representation dated 10.09.2014 and the same is pending before the first respondent.

3. In the light of the above, there will be a direction to the first respondent to consider the representation of the petitioner, by issuing notice to the petitioner and the second respondent and after affording an opportunity of personal hearing to both the parties, shall pass appropriate orders on merits and in accordance with law, within a period of two weeks from the date of receipt of a copy of this order.

4. With the above direction, this writ petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Asst. Registrar

/true copy/

Sub Asst. Registrar.

vj2

To

1. The District Collector
Nagapattinam District
Nagapattinam.
2. The Commissioner
Nagapattinam Municipality
Nagapattinam
Nagapattinam District.

+1cc to Mr.S.Sairaman, Advocate, S.R.No.11760
+1cc to the Government Pleader, S.R.No.11580

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MG(CO)
CA(04/03/2015)