

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.04.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN

W.P.No.9883 of 2015
and
M.P.Nos.1 and 2 of 2015

P.Murugesan

... Petitioner

Vs.

1. The District Collector,
District Collector Office,
Tiruppur District.

2. The Revenue Divisional Officer,
Udumalpet Taluk,
Tiruppur District.

3. The Tahsildar,
Tahsildar Office,
Udumalpet Taluk,
Tiruppur District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondents to implement the order in M.M.10743/2014/A2 dated 04.03.2015 passed by the third respondent within a time frame.

For Petitioner : Mr.S.Prasath

For Respondents : Mr.V.Subbiah,

Special Government Pleader

O R D E R

By consent, this writ petition is taken up for final disposal.

2. The petitioner on an earlier occasion filed W.P.No.34424/2014, praying for issuance of a Writ of Mandamus directing the respondents to consider his representation dated 18.11.2014 within a stipulated time frame. In the said representation, the petitioner has stated that sometime in the year 2010, some third parties had damaged the irrigation channel put up by the Government. This Court, vide order dated 23.12.2014, has disposed of the said writ petition by directing the respondents to

consider the petitioner's representation dated 18.11.2014 and pass orders within a period of eight weeks from the date of receipt of the order. The third respondent, in compliance of the order dated 23.12.2014, vide proceedings in M.M.No.10743/2014/A2 dated 4.3.2015 ordered for restoration of the channel. The grievance expressed by the petitioner is that inspite of such order passed by the third respondent, it has not been implemented and therefore, he has submitted a representation dated 20.03.2015, followed by a reminder dated 26.03.2015 and since no action was taken, came forward to file this writ petition.

3. Head the learned counsel appearing for the petitioner and Mr.V.Subbiah, learned Special Government Pleader, who accepts notice for the respondents.

4. In the light of the order dated 23.12.2014 made in W.P.No.34424 of 2014, followed by the proceedings of the third respondent dated 04.03.2015, there cannot be any impediment in directing the third respondent to implement the said order.

5. In the result, this writ petition is disposed of with a direction to the third respondent to implement its proceedings dated 04.03.2015 as expeditiously as possible and not later than four weeks from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

jvm

To

1. The District Collector,
District Collector Office, Tiruppur District.
2. The Revenue Divisional Officer,
Udumalpet Taluk, Tiruppur District.
3. The Tahsildar,
Tahsildar Office, Udumalpet Taluk,
Tiruppur District.

+1cc to Mr.K.C.Maniyarasu, Advocate, S.R.No.21174

W.P.No.9883 of 2015

MSM(CO)
CA(24/04/2015)