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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.11.2015

CORAM :

THE HONOURABLE MR. JUSTICE V. RAMASUBRAMANIAN

and

THE HONOURABLE MR. JUSTICE N. KIRUBAKARAN

Writ Petition (MD) No.20577 of 2015

and

M.P(MD) No.1 of 2015

Manoharan

... Petitioner

Vs.

The Assistant Regional Engineer,
Highways Department,
Tiruchendur,
Thoothukudi District.

... Respondent

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondent to pass orders on the petitioner's representation/objection dated 14.09.2015 in person and 16.11.2015 through post pursuant to the eviction notice issued by the respondent in Ku.No.1/Encroachment/2015/Vu.Ko.Po/dated 09.09.2015.

For Petitioner

: Mr.R.Balakrishnan

For Respondent

: Mr.B.Pugalenthi,

Special Government Pleader.

ORDER

(Order of the Court was made by **V. RAMASUBRAMANIAN, J.**)

The petitioner who was served with an eviction notice on 09.09.2015 has come up with the above writ petition seeking a mandamus to direct the respondents to pass orders on his representation.

2. Heard Mr.R.Balakrishnan, learned counsel for the petitioner.

3. Mr.B.Pugalenthi, learned Special Government Pleader submitted that after the petitioner gave his objections to the eviction notice dated 09.09.2015, the Assistant Divisional Engineer (Buildings and Maintenance) requested the Tahsildar, Tiruchendur to survey the property and submit a report to find out whether the property is actually an encroachment into the Highways. The survey work is taking place.



4. In the light of the steps taken by the respondent, pursuant to the objections given by the petitioner, no further action is necessary in this writ petition. Hence, it is closed. No costs. Consequently, M.P(MD)No.1 of 2015 is closed.

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Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To

The Assistant Regional Engineer,
Highways Department,
Tiruchendur, Thoothukudi District.

+1cc to Mr.R.BALAKRISHNAN, Advocate Sr.No. 66707

+1cc to Spl.GOvernemnt Pleader Sr.No. 66793

SMS

AA/SK-SKN/30.11.2015/2p-4c

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M.P (MD) No.1 of 2015
20.11.2015