



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.04.2015

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

W.P. (MD) No.5237 of 2015

K.VIJAYAKUMAR

.. Petitioner

Vs.

1. THE THASILDAR,
THIRUMANGALAM TALUK,
MADURAI DISTRICT.

2. THE INSPECTOR OF POLICE,
CHECKANANOORANI POLICE STATION,
MADURAI.

3. CHINNASAMY
4. PANNERSELVAM
5. THANGARAJ
6. DURAIPANDI
7. PARAMESWARAN

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents 1 & 2 to remove the encroachment put up by the respondents 3 to 7 in Survey No.286/36 Puliyankulam Village, Thirumangalam Taluk, Madurai District by considering the petitioner's representation dated 17.03.2015.

For Petitioner : Mr.N.Sathish Babu

For R1 & R2 : Mr.N.Manoharan
Special Government Pleader

O R D E R

(The order of the Court was made by S.MANIKUMAR, J.)

Claiming himself to be a *pro bono* litigant, the petitioner has sought for a Mandamus to direct the respondents 1 & 2 to remove the encroachment put up by the respondents 3 to 7 in Survey No.286/36, Puliyankulam Village, Thirumangalam Taluk, Madurai District by considering the petitioner's complaint, dated 18.03.2015.

2. Reading of the above said complaint, dated 18.03.2015 enclosed in the typed set of papers along with this writ petition and the averments in paragraph No.3 of the affidavit, clearly indicate that there is a personal interest in this writ petition.



3. In the complaint dated 18.03.2015, addressed to the Inspector of Police, Sekkanoorani Police Station, Madurai, the petitioner as stated as follows:-

...இந்த பாதையானது நானும் மற்றும் எனது அருகில் குடியிருக்கும் 5 வீட்டார்களும் பயன்படுத்தி வருகிறோம். இந்த பொதுப் பாதையில் ஒரு கோயிலும் உண்டு...

and paragraph No.3 of the affidavit reads as follows:-

"...The above said pathway is only way to reach my house and other residents of the area."

4. The averments stated supra categorically indicate personal interest of the petitioner.

5. In the light of the above, the writ petition cannot be said to be a Public Interest Litigation,

and entertained. Accordingly, the writ petition is dismissed. No costs.

Sd/
Assistant Registrar

/True copy/

sub Assistant Registrar(c.s)

To

1. THE THASILDAR,
THIRUMANGALAM TALUK,
MADURAI DISTRICT.

2. THE INSPECTOR OF POLICE,
CHECKANANOORANI POLICE STATION,
MADURAI.

+1cc to Special Government Pleader in SR.No 18292.

TS/21.04.2015/2P-4C

Order made in
W.P. (MD) No.5237 of 2015

09.04.2015