



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.09.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR

AND

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P. (MD) No.17682 of 2013

and

M.P (MD) No.1 of 2013

V.Karuppan

... Petitioner

Vs.

1.The District Collector,
Office of the District Collectorate,
Dindigul District.

2.The Executive Engineer,
Water Resource Organisation (PWD),
Kudaganaru Sub Division,
Vedachandur Taluk,
Dindigul District.

3.The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Palani,
Dindigul District.

4.M.Ramesh

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the respondents 1 and 2 to remove the illegal encroachment made by the fourth respondent in Kudaganaru Water Channel situated in Survey No.309/1B, Aalambadi Village, Vedachandur Taluk, Dindigul District, within the time stipulated by this Court.

For Petitioner : Mr.T.Lajapathi Roy

For Respondents : Mr.M.Govindan,

Special Govt. Pleader for R.1 to R.3

No appearance for R.4

ORDER

(Order of the Court was made by R.SUDHAKAR,J.)

This writ petition has been filed in public interest, seeking a Writ of Mandamus to direct the respondents 1 and 2 to remove the illegal encroachment made by the fourth respondent in Kudaganaru Water Channel situated in Survey No.309/1B, Aalambadi Village, Vedachandur Taluk, Dindigul District, within the time stipulated by this Court.



2. Heard both sides.

3. On notice, the second respondent filed the counter affidavit and the learned Special Government Pleader appearing for the respondents 1 to 3, on instructions, states that notice has already been issued to the fourth respondent for removal of the alleged encroachment. The said submission is placed on record.

4. We, therefore, find that it is for the authority concerned to take appropriate action against the alleged encroacher as per the relevant provisions of law and proceed further in accordance with law. Accordingly, this writ petition stands disposed of. Consequently, the connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(RTI)

/True copy/

Sub Assistant Registrar

rsb

To

1.The District Collector,
Office of the District Collectorate,
Dindigul District.

2.The Executive Engineer,
Water Resource Organisation (PWD),
Kudaganaru Sub Division,
Vedachandur Taluk,
Dindigul District.

3.The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Palani,
Dindigul District.

+one cc to M/s.T.Lajapathi Roy, Advocate in SR.No.53758
+one cc to The Special Government Pleader, SR.No. 53390

W.P. (MD) No.17682 of 2013
and
M.P (MD) No.1 of 2013
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CSL/SKS-RR/01.10.2015
2p/6c