



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.08.2015

CORAM :

THE HONOURABLE MR.JUSTICE R.SUDHAKAR
and
THE HONOURABLE MS.JUSTICE V.M.VELUMANI

Writ Petition (MD) No.6329 of 2013 and MP(MD) NO.1 of 2013

P.Sukumar

... Petitioner

Vs.

- 1.State of Tamil Nadu,
Rep by its Secretary, Municipal Administration and
Water Supply Department,
Fort St., George, Chennai.
- 2.The District Collector, Thoothukudi District.
- 3.The Assistant Director of Town Panchayats
Tirunelveli Division, Tirunelveli.
- 4.The Executive Officer, Arumuganeri Selection Grade Town Panchayat,
Arumuganeri, Thoothukudi District.
- 5.G.Subramani
- 6.Marimuthu
- 7.Krishnalakshmi
- 8.Prema
- 9.Thoosumuthu Nadar
- 10.Annavadivoo Ammal
- 11.Amutha
- 12.Sivaramasingh
- 13.N.Malliga
- 14.Devi
- 15.Balakrishnan
- 16.Kamalaselvi
- 17.Chithiraikani
- 18.Komathi
- 19.Thoosumutu Nadar
- 20.Arumugakani

(R6 to R20 impleaded vide order dated
09/04/2014 in MP(MD)No.1/2014)

Petition filed under Article 226 of the Constitution of India
praying for issuance of a Writ of Mandamus, directing the respondents 1
to 4 to regularize the unauthorized water connections in Arumuganeri
Selection Grade Town Panchayat as per the Government Orderin G.O.Ms.
No.65 Municipal Administration and Water Supply Department dated
12.4.2010 and to restore disconnected water connections.



For Petitioner : Mr.T.A.Ebenezer
For 4th Respondent : Mr.J.Gunaseelan Muthiah
Government Advocate.
For Respondents 1&3 : Mr.A.K.Baskarapandian,
Special Government Pleader.
For Respondents 6 to 20 : Mr.V.Karuna

ORDER

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

The petitioner has come forward with this writ petition, seeking for a direction to the respondents 1 to 4 to regularize the unauthorized water connections in Arumuganeri Selection Grade Town Panchayat as per the Government Order in G.O.Ms. No.65 Municipal Administration and Water Supply Department dated 12.4.2010 and to restore disconnected water connections.

2.The relief sought for by the petitioner cannot be granted as such. It is the discretion of the fourth respondent taking into consideration the quantum of water already available. Therefore, we find that there is no cause of action for entertaining the writ petition in public interest.

3.With the above observation, the writ petition is disposed of. No costs. Consequently, M.P(MD)No.1 of 2013 is closed.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

sms

To

1.The Secretary, State of Tamil Nadu,
Municipal Administration and Water Supply Department,
Fort St., George, Chennai.

2.The District Collector, Thoothukudi District.

3.The Assistant Director of Town Panchayats
Tirunelveli Division, Tirunelveli.

4.The Executive Officer, Arumuganeri Selection Grade Town Panchayat,
Arumuganeri, Thoothukudi District.

+1CC to Mr.T.A.Ebenezer Advocate Sr.NO.47573

+1CC to Mr.T.Gunaseelan Muthaiah Advocate Sr.No.47503

GJM/JGB/DP/15.9.15-2P-7C

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and MP(MD) No.1 of 2013
19.08.2015