

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.08.2016

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

Contempt Petition No.1618 of 2016

Mr.Vijayakumar G.Dhas ... Petitioner

-vs-

1. E.Sundaravalli, I.A.S.,
The District Collector
Thiruvallur District
Thiruvallur
2. B.V.Surendra Sha, M.A.
The Commissioner
Poonamallee Municipality
Poonamallee
Chennai 600 056
3. Tmt.Padmaja
The Thasildhar
Poonamallee Taluk
Thiruvallur District .. Respondents

Petition under Section 11 of the Contempt of Courts Act, 1971 praying to punish the respondents for wilful disobedience of the order of this Court dated 16.07.2015 made in W.P.No.21357 of 2015.

For Petitioner :: Mr.P.Sesubalan Raja

For Respondents:: Mr.P.S.Sivashanmugasundaram
Special Government Pleader for R1 & R3
Mr.P.Srinivas for R2

ORDER

(Order of the Court was delivered by HULUVADI G.RAMESH, J.)

Heard the learned Special Government Pleader for the State and also the learned counsel representing the Municipality. The third respondent/Tahsildar, who is present in Court, has submitted that there is substantial compliance of the order of this Court. In fact, in paragraph-5 of the affidavit filed by the third respondent, it is stated thus:-

"5. I further submit that on 17.08.2016 at 10.00 AM along with the 2nd respondent and subordinate officers of the Poonamallee Taluk removed the Encroachment made in the Queen Victoria Road and cleared the pathway for ingress and egress of the public was made and this 3rd respondent has been acted according to the direction given by this Hon'ble Court."

However, according to the learned counsel for the petitioner, in paragraphs-8 & 9 of the affidavit filed by the second respondent, contrary stand is taken. However, the learned counsel representing the second respondent/Municipality has submitted that there is substantial compliance of the order of this Court.

2. In view of the substantial compliance of the order of this Court, we close this contempt petition.

Ss

SD/
JOINT REGISTRAR(OS)

//Certified to be true copy//

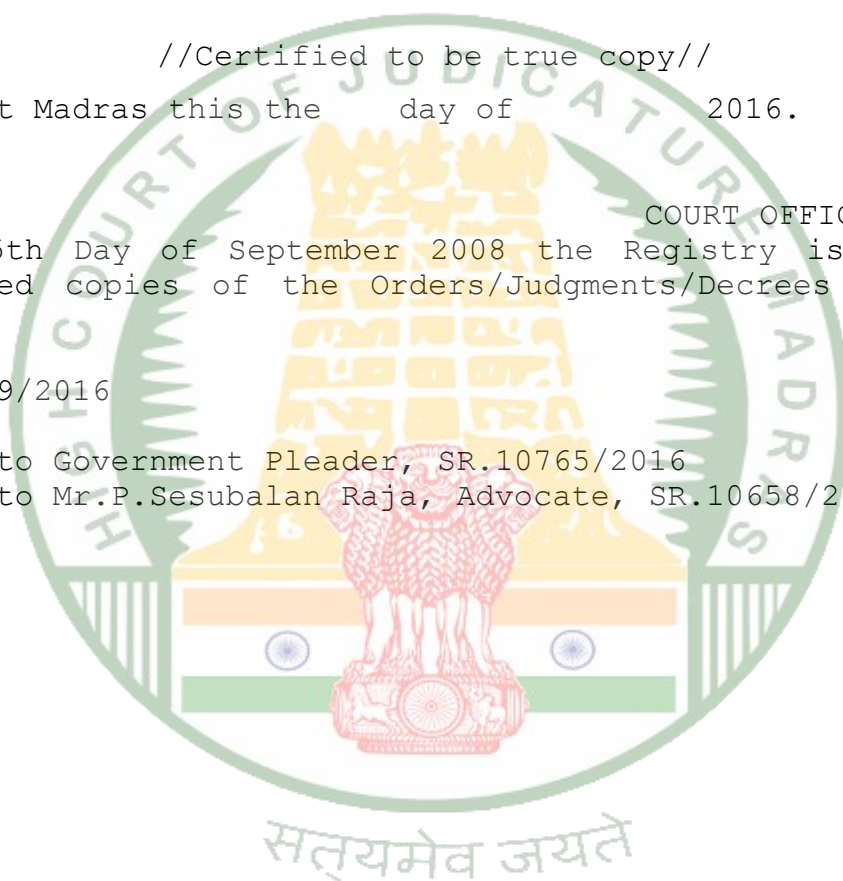
Dated at Madras this the day of 2016.

COURT OFFICER(O.S.)
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CO/02/09/2016

One CC to Government Pleader, SR.10765/2016

One CC to Mr.P.Sesubalan Raja, Advocate, SR.10658/2016



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