

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.11.2016

CORAM

The HON'BLE MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.14923 of 2014

B.Babu

.. Petitioner

vs.

1. The Assistant Divisional Engineer (Highways)
Construction and Maintenance
Chengalpet District.
2. The District Collector
Chengalpattu.
3. The Thasildar
Chengalpattu.
4. Chinnapaiyan

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Mandamus to direct respondents 1 to 3 to remove the encroachment in S.No.509 on Highways No.58, abutting S.No.490/2, New S.No.490/2A of Athur Village, Chengalpet Taluk.

For Petitioner

: Ms.Aditi Sushree
for Mr.V.Raghavachari

For Respondent

: Mr.R.Vijayakumar
Additional Govt. Pleader
for respondents 1 to 3
Mr.D.Baskar
for 4th respondent

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

The allegation of the petitioner that the fourth respondent has put up hut in S.No.509 belonging to the State Highways

Department has been found to be correct and show cause notice is stated to have been issued under Section 28(2)(1) of the State Highways Act, 2001 on 3.7.2014. As to what transpired thereafter has not been set out.

2. In view of the notice having been issued, if the matter is not already disposed of, as looks probable, the fourth respondent may file a reply to the same, if not already filed, within 15 days from today and the notice will be disposed of in accordance with law within a maximum period of two months of the reply being given.

The petition, accordingly, stands disposed of. No costs. Consequently, M.P.No.1 of 2014 is closed.

Sd/-
Asst.Registrar (CS VII)

/true copy/

Sub Asst. Registrar

To:

1. The Assistant Divisional Engineer (Highways)
Construction and Maintenance
Chengalpet District.
2. The District Collector
Chengalpattu.
3. The Thasildar
Chengalpattu.

+1 cc to M/s.V.Raghavachari,advocate,sr.66763

+1 cc to Govt.Pleader,sr.66707.

rsk(co)
krd 30/11

W.P.No.14923 of 2014

WEB COPY