

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.27007 of 2014

K.Palanisamy .. Petitioner

-vs-

1.The District Collector,
Erode District.

2.The President,
Kaspapet Panchayat,
Modakurichi Union,
Erode District.

3.Shanmugam .. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorarified Mandamus calling for the records pertaining to the impugned order passed by the first respondent vide his office Proceedings No.Na.Ka.No.1904/2013/A4 dated 1.3.2014 and quash the same as far as clause nos.1 and 2 are concerned and consequently direct the respondents 1 and 2 to remove the unauthorised construction made by the third respondent in R.S.No.85/1 in M.S.Mangalam Village (now renamed as Kaspapet village), Erode District by considering the petitioner's representation dated 8.4.2013 within the time fixed by this Hon'ble Court.

For Petitioner : Mr.I.C.Vasudevan

For Respondents : Mr.M.K.Subramanian
Govt. Pleader for R1

Mr.P.Chinnadurai for R2

* * * * *

ORDER

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

The challenge made by the petitioner to the impugned order of the District Collector dated 01.03.2014 to the extent it

permitted the third respondent to seek regularization within the stipulated period has really become infructuous, as according to the learned counsel for respondent No.2/Kaspapet Panchayat, no such regularization has been permitted, except to the extent 2000 square feet.

2. In view aforesaid, respondent No.2 is required to proceed in accordance with law and conclude the matter, after notice to all concerned within a period of three months of the receipt of the copy of this order.

3. The writ petition, accordingly, stands disposed of. No costs.

Sd/-
Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

To

1.The District Collector,
Erode District.

2.The President,
Kaspapet Panchayat,
Modakurichi Union,
Erode District.

+1 cc to Mr.I.C.Vasudevan,advocate,sr.66839

+1 cc to Mr.P.Chinnadurai,advocate,sr.66691

+1 cc to Govt.pleader,sr.66714.

nm(co)
krd 28/11

सत्यमेव जयते

W.P.No.27007 of 2014

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