

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.12.2016

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE M.SUNDAR

W.P.No.27356 of 2014

R.Janarthanan

.. Petitioner

-vs-

1.The Collector,
Villupuram District,
Villupuram.

2.The Revenue Divisional Officer,
Thirukoilur, Villupuram District.

3.The Tahsildar,
Ulundurpet, Villupuram District.

4.The Block Development Officer,
Thirunavalur Panchayat Union,
Thirunavalur, Ulundurpet Taluk,
Villupuram District.

5.The President,
Semmanangur Panchayat,
Ulundurpet Taluk,
Villupuram District.

6.Balu

7.Dakshinamurthi

8.Venkatesan

9.Rajasekaran

10.Narayanasamy

11.Ramasami

12.Anjaladevi

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the respondents 1 to 5 to remove the encroachers, i.e., respondents 6 to 12 or any other encroacher upon New S.Nos.81/5 Hec.2.69.5 and 81/6 Hec. 0.24.0 in Semmanangur Village, Ulundurpet Taluk,

Villupuram District, forthwith.

For Petitioner : Mr.Alexraj
for Mr.R.Gururaj

For Respondents : Mr.T.N.Rajagopalan
Spl. Govt. Pleader for R1 to R3
: Mr.S.Gunasekaran
Addl.Govt. Pleader for R4 & R5
: No appearance for R6 to R12

ORDER

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

The petitioner alleges encroachment by respondent Nos.6 to 12 in the pond area classified as "kulam poramboke" in S.No.81/4 measuring an extent of 2.69.5 Hectares and S.No.81/6 measuring an extent of 0.24.0 Hectares in Semmanangur village, Ulundurpet Taluk, Villupuram District.

2. On our query, we are informed that some action was initiated, but on account of the writ petitions (W.P.Nos.1712 to 1715 of 2015) filed by the private respondents, the matter was remitted back to the concerned authorities to give an opportunity to the private respondents. This order is stated to have been passed in April, 2015. It appears that thereafter, nothing has been done. Now the Block Development Officer/respondent No.4 is the concerned officer.

3. We thus direct the Block Development Officer/respondent No.4 to proceed with the matter in accordance with law against the alleged encroachment on the water body by causing an inspection to be made at the site within fifteen days of the receipt of the copy of this order and take action in accordance with law, after notice to all concerned and conclude the same within a maximum period of three months thereafter.

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

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

- 1.The Collector,
Villupuram District,
Villupuram.
- 2.The Revenue Divisional Officer,
Thirukoilur, Villupuram District.
- 3.The Tahsildar,
Ulundurpet, Villupuram District.
- 4.The Block Development Officer,
Thirunavalur Panchayat Union,
Thirunavalur, Ulundurpet Taluk,
Villupuram District.
- 5.The President,
Semmanangur Panchayat,
Ulundurpet Taluk,
Villupuram District.

+1cc to Mr.S. Gunasekaran, Advocate, S.R.No.74548
+1cc to Mr.R. Gururaj, Advocate, S.R.No.74394
+1cc to the Government Pleader, S.R.No.74455

kk(CO)
md(27/12/2016)

W.P.No.27356 of 2014

सत्यमेव जयते

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