

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 22.07.2016

Coram:

The Honourable Mr.SANJAY KISHAN KAUL, CHIEF JUSTICE
and

The Honourable Mr.Justice R.MAHADEVAN

W.P.No.25545 of 2016

D.Sivakumar

... Petitioner

Versus

1.The Secretary,
Department of Animal Husbandry
Secretariat,
St.George Fort,
Chennai 600 009.

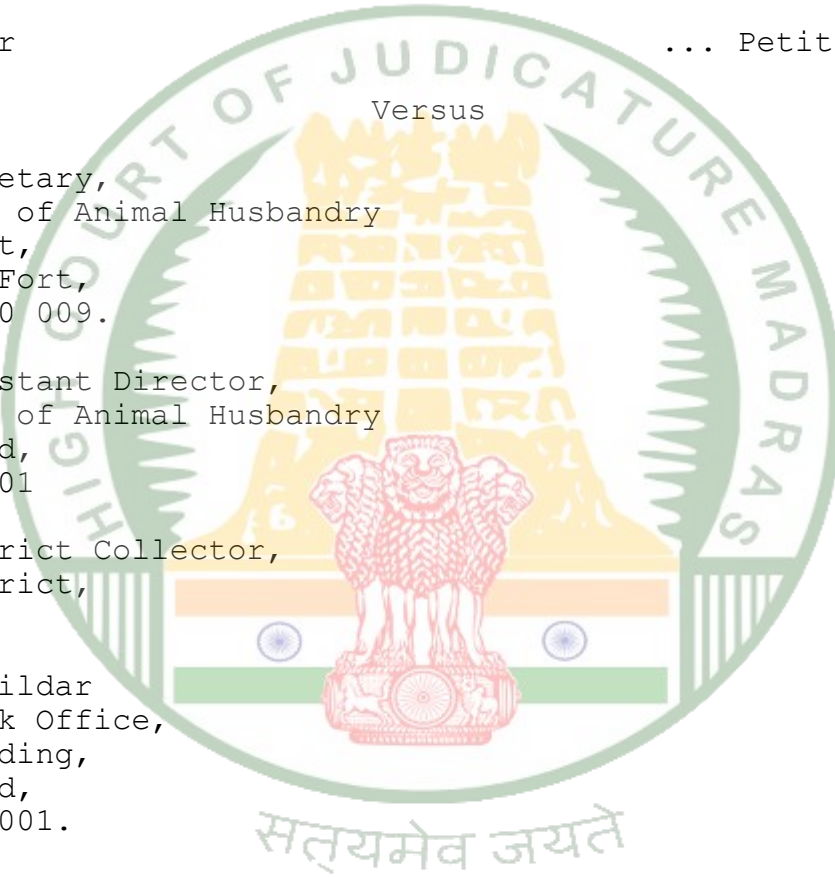
2.The Assistant Director,
Department of Animal Husbandry
Bretts Road,
Salem 636001

3.The District Collector,
Salem District,
Salem.

4.The Tahsildar
Salem Taluk Office,
Co-op Building,
Cherry Road,
Salem 636 001.

5.The Executive Engineer,
Public Works Department,
Cherry Road,
Hasthampatty
Salem 636 007.

6.The Assistant Executive Engineer
Public Works Department,
Cherry Road,
Hasthampatty,
Salem 636 007.



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7.The Assistant Engineer,
Public Works Department (Salem East)
Yercaud Main Road,
P.W.D.Inspection Bunglow
Hasthampatty, Salem 636 007.

8.The Village Administrative Officer,
Gajjalnaicenpatty Village,
having Office at Nilavarampatty
Salem 636 201.

9.The President,
Village Panchayat,
Gajjalnaickenpatty Village,
Salem 636 201.

.... Respondents

Petition filed under Article 226 of the Constitution of India praying for the issue of a writ of Mandamus, directing the respondents 1, 2, 5, 6, 7 and 9 to construct Veterinary Hospital in S.No.25/1, Gajjalnaickenpatty Village, Salem Taluk and District as per the Gajjalnaickenpatty Village Panchayat /grama sabha resolution dated 20.04.2015 and 26.02.2016 passed by the 9th respondent within a time frame.

For Petitioner :: Mr.T.Karunakaran
For Respondents :: Mr.V.R.Kamalanathan
Additional Government Advocate
for R.1 to R.7

O R D E R

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

The location of the Veterinary Hospital, whether in one place or the other, depends on the exercise of administrative discretion and cannot be a subject matter of Public Interest Litigation.

2. We are thus not inclined to entertain this writ petition.

3. Learned counsel for the petitioner states that he has made a representation on 06.07.2016 and at least that may be considered by the authorities without giving any further cause of action.

4. To the aforesaid extent, the respondents may examine the representation of the petitioner administratively and take a decision without giving any further cause of action.

5. The writ petition accordingly stands dismissed with the aforesaid observation, leaving the parties to bear their own costs. Consequently, connected miscellaneous petition closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

To

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Chennai 600 009.

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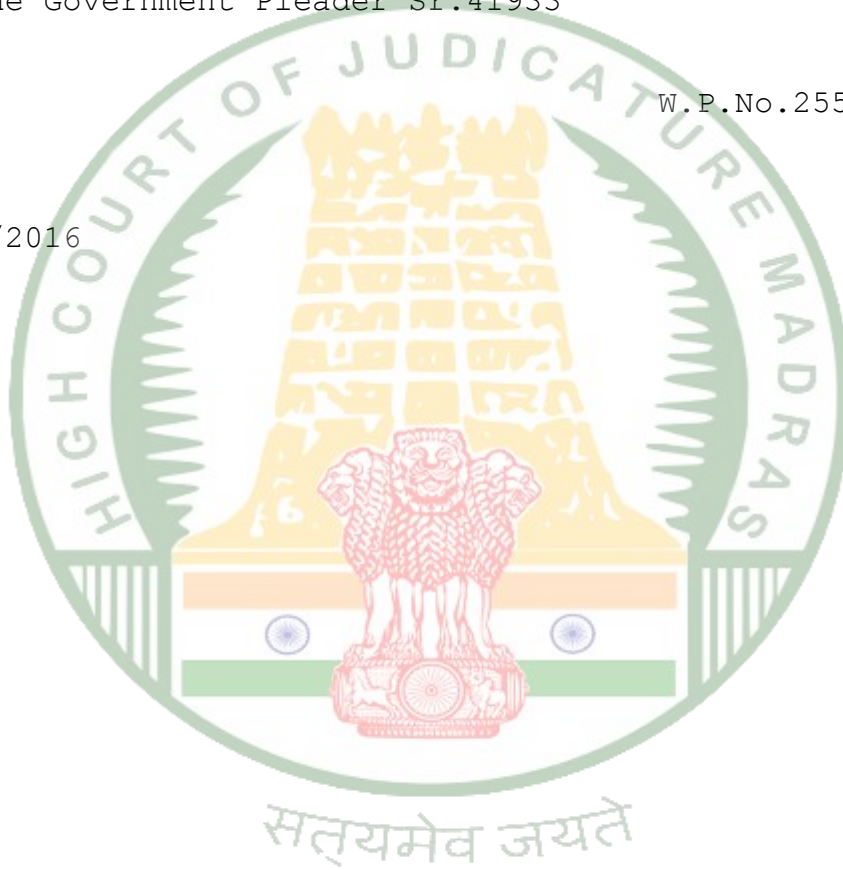
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Salem 636 201.

+lcc to Mr.T.Karunakaran, Advocate sr.41623
+lcc to the Government Pleader Sr.41933

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pvs[co]
srg 16/08/2016



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