

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.43948 of 2016
and
W.M.P.No.37782 of 2016

P.Baskaran .. Petitioner

Vs

1. The District Collector
Vellore District
Vellore.
 2. The Divisional Engineer
Highways Constructions and Maintenance
Vellore.
 3. The Assistant Divisional Engineer
Highways Constructions and Maintenance
Arakkonam, Vellore District.
 4. The Tahsildhar
Arakkonam, Vellore District.
 5. The Commissioner
Arakkonam Municipality
Arakkonam, Vellore District.
- .. Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of Certiorari calling for the records in relation to the impugned order passed by the fifth respondent in Proceedings Na.Ka.No.2992/15/F1-6, dated 14.12.2016 threatening eviction by force on failure to remove the encroachment forthwith by the petitioner and quash the same as arbitrary and illegal and contrary to the directions of this Court dated 23.03.2016.

For Petitioner

: Mr.M.Venkatakkrishnan

For Respondents

: Mr.R.Vijayakumar

Addl. Government Pleader
for R1 & R2

Mr.T.N.Rajagopalan

Spl. Govt. Pleader for R3

Mr.M.K.Subramanian

Govt. Pleader for R4 & R5

ORDER

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

For the reasons set out in the order dated 20.12.2016 passed in W.P.No.43651 of 2016, the impugned notice dated 14.12.2016 is set aside with a direction to the Commissioner/fifth respondent to apply his mind to the notice dated 14.3.2016 and the response of the petitioner thereto (given to the third respondent as that was the direction in W.P.Nos.37714 and 37715 of 2015) and pass a reasoned order on the same to be duly communicated to the petitioner as well as a copy endorsed to the petitioners in W.P.Nos.37714 and 37715 of 2015. The action be completed within a period of one month from today.

2. The writ petition, accordingly, stands disposed of. No costs. Consequently, W.M.P.No.37782 of 2016 is closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

bbr

To:

1. The District Collector
Vellore District
Vellore.

2. The Divisional Engineer
Highways Constructions and Maintenance
Vellore.

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3. The Assistant Divisional Engineer
Highways Constructions and Maintenance
Arakkonam, Vellore District.

4. The Tahsildhar
Arakkonam, Vellore District.

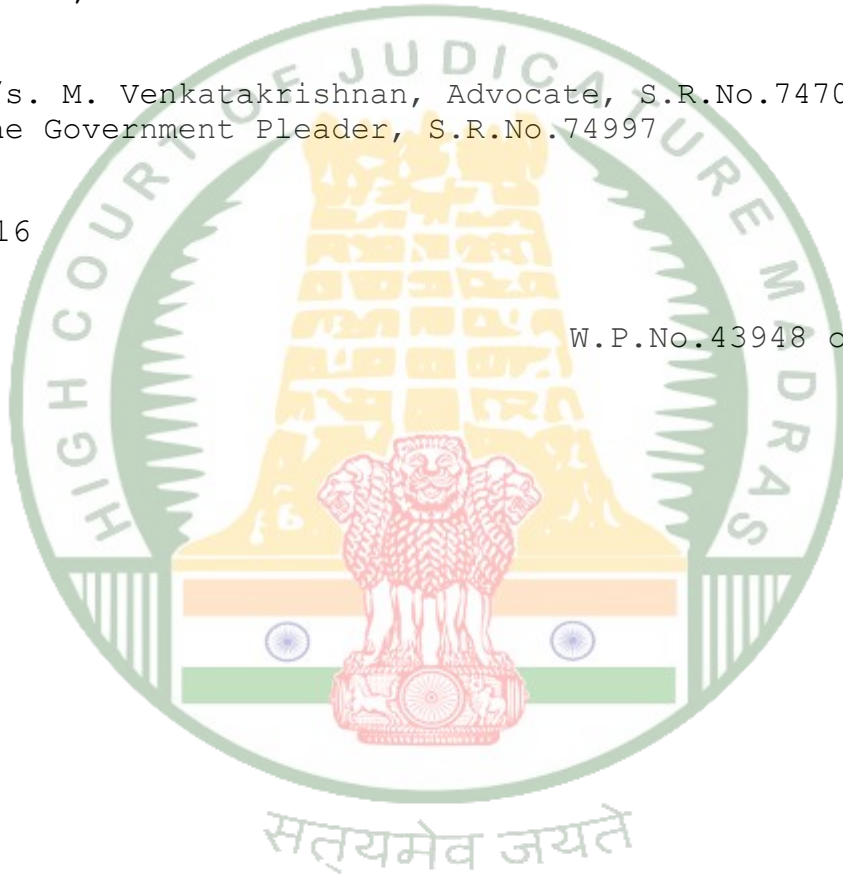
5. The Commissioner
Arakkonam Municipality
Arakkonam, Vellore District.

+1cc to M/s. M. Venkatakrishnan, Advocate, S.R.No.74706

+1cc to the Government Pleader, S.R.No.74997

MP(CO)
EU 30.12.16

W.P.No.43948 of 2016



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