

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2016

CORAM:

THE HON'BLE MR.JUSTICE SATISH K. AGNIHOTRI  
AND  
THE HON'BLE MR.JUSTICE M. VENUGOPAL

W.P.No.6436 of 2016

S. Somasekar ... Petitioner

Vs

1. The District Collector,  
Kancheepuram District,  
Kancheepuram.

2. The Revenue Divisional Officer,  
Chengalpattu,  
Kancheepuram District.

3. The Tahsildar,  
Chengalpattu,  
Kancheepuram District.

4. T. Tambiran .... Respondents

Writ petition filed under Article 226 of the Constitution seeking for the issuance of a writ of mandamus directing the respondents 1 to 3 herein to dispose of the petitioner's representation dated 13.09.2014 in accordance with law and to take action for removal of the illegal encroachment made in Thenmelpakkam Village at the joining of Mariamman Kjoil Street and Anjur Pudhupet within a time frame.

For Petitioner : Mr.J.franklin  
For Respondents : Mr. P.S.Sivashanmugasundaram  
Spl. Govt. Pleader - R1 to R3

ORDER

(Order of the Court was delivered by SATISH K. AGNIHOTRI,J.,)

Heard the learned counsel for the petitioner and the learned Special Government Pleader appearing for the official respondents.

2. This writ petition is filed seeking a writ of mandamus directing the respondents 1 to 3 herein to dispose of the petitioner's representation dated 13.09.2014 in accordance with law and to take action for removal of the illegal encroachment made in Thenmelpakkam Village at the joining of Mariamman Koil Street and Anjur Pudhupet within a time frame.

3. In response to the notice dated 23.02.2016 ordered by this Court, the third respondent/ Tahsildar, Chengalpattu, Kancheepuram District, has filed an affidavit admitting that a small portion of the land has been encroached by the 4<sup>th</sup> respondent and garden has been created. The area in question falls within the jurisdiction of the Block Development Officer, Kattankulathur, Chengalpattu, Kancheepuram District. Thus, the Block Development Officer, Kattankolathur, Chengalpattu, Kancheepuram District will be directed forthwith to retrieve the area in question, within a period of two weeks, after affording opportunity of hearing to the alleged encroachers.

4. In view of the above statement made in the counter affidavit filed by the third respondent, it is ordered accordingly.

With the above observation, this writ petition is disposed of. No costs.

s/d-  
Assistant Registrar(CS-VI)

True Copy

Sub-Assistant Registrar

To

1. The District Collector,  
Kancheepuram District,  
Kancheepuram.
2. The Revenue Divisional Officer,  
Chengalpattu,  
Kancheepuram District.
3. The Tahsildar,  
Chengalpattu,  
Kancheepuram District.

+ 1 cc to Mr.J.Franklin, Advocate, SR 17091  
+ 1 cc to Govt.Pleader, High Court, Madras SR 16807

kgk(co)  
prk30/3

W.P. No.6436 of 2016