



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.11.2016

CORAM:

**THE HONOURABLE MR.JUSTICE S.NAGAMUTHU
AND
THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN**

W.P.[MD].No.5689 of 2015

and

M.P. (MD).No.1 of 2015

E.Selvamurugan

.. Petitioner

Vs.

- 1.The District Collector,
District Collectorate,
Tirunelveli District,
Tirunelveli.
- 2.The Revenue Divisional Officer,
Thenkasi Division,
Tirunelveli District.
- 3.The Executive Engineer (P.W.D.),
Chitraru Basin Division,
Kuttiyirupu.
- 4.The Executive Engineer,
Electricity Distribution Division,
Tamil Nadu Electricity Board,
Tenkasi.
- 5.The General Manager,
51 MW Wind Project,
Neyveli Lignite Corporation,
Tirunelveli.

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the 1st respondent to take action against the respondents 2 to 5 on the basis of the 2nd respondent proceedings in Na.Ka.No.A2/01/2014, dated 09.02.2015.



For respondents 1 to 3: Mr.Aayiram K.Selvakumar,
Government Advocate

WEB COPY

For 4th respondent : Mr.G.Kasinathadurai

For 5th respondent : Mr.G.R.Swaminathan

O R D E R

[Order of the Court was made by M.V.MURALIDARAN, J.]

The petitioner has come up with this Writ Petition seeking a direction to the 1st respondent to take action against the respondents 2 to 5 on the basis of the proceedings of the 2nd respondent in Na.Ka.No.A2/01/2014, dated 09.02.2015, wherein the Revenue Divisional Officer has granted permission to erect electric tower across the lakes by following certain norms.

2.We have heard the learned counsel appearing on either side. We have also perused the records carefully.

3.The learned counsel appearing for the fifth respondent would submit that the erection of tower was made as per the norms, fixed by the Government. It is also brought to our notice that the erection of tower has already been over and it has become functional.

4. At this length of time, the relief sought for in this writ petition cannot be granted. This Writ Petition is, therefore, dismissed, leaving it open to the petitioner to work out his remedy in the manner known to law. No costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar(AS)

/True Copy/

Sub Assistant Registrar(CS)

To

1.The District Collector,
District Collectorate,
Tirunelveli District,
Tirunelveli.

2.The Revenue Divisional Officer,
Tirunelveli Division,
Tirunelveli District.



3.The Executive Engineer (P.W.D.),
Chitraru Basin Division,
Kuttiyirupu.

4.The Executive Engineer,
Electricity Distribution Division,
Tamil Nadu Electricity Board,
Tenkasi.

5.The General Manager,
51 MW Wind Project,
Neyveli Lignite Corporation,
Tirunelveli.

1cc to Mr.B.Vijay Karthikeyan, Advocate, SR.71457

1cc to Mr.G.Kasinathadurai, Advocate, SR.71729

1cc to Mr.G.R.Swaminathan, Advocate, SR.71785

+1CC to Spl.Government Pleader Sr.No.71645

Order made in
W.P.[MD].No.5689 of 2015
22.11.2016

gcg

GJM/SS2/16.12.2016-3p-10C