

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 09.08.2016

CORAM:

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THE HONOURABLE MR.JUSTICE NOOTY.RAMAMOHANA RAO**AND****THE HONOURABLE MR.JUSTICE S.S.SUNDAR****W.P(MD)No.155 of 2016****and****W.M.P(MD)No.116 of 2016**

P.Kasinathan

... Petitioner

Vs.

1.The District Collector,
Thanjavur District,
Thanjavur.

2.The Superintending Engineer,
Public Works Department (Water Resources),
Keelkaveri Vadinila Kottam,
Santhapilai Gate,
Thanjavur District.

3.The Executive Engineer,
Public Works Department (Water Resources),
Kaveri Vadinila Kottam,
M.K.M.Road,
Thanjavur District.

4.Thangavel

5.Palanisamy

6.Saminathan

7.Balakrishnan

8.Velayutham

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus to call for the records to the impugned proceedings in Lr.No.25841/Tha.6/2015, dated 20.10.2015 of the third respondent read along with the impugned proceedings in Lr.No.2729/Tha.6/Case/2015, dated 04.11.2015 of the third respondent and quash the same and consequently, direct the respondents 1 to 3 to remove the encroachment made by the respondents 4 to 8 on the right side of the Kollidam rivar bank at 48.0 mile stone at Pudhukudisai Village, Karuppur Post, Papanasam Taluk, Thanjavur District.



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For Petitioner

: Mr.AN.Ramanathan

For Respondents

: Mr.A.K.Baskarapandian,
Special Government Pleader
for R.1 to R.3

ORDER

(Order of the Court was made by NOOTY.RAMAMOHANA RAO,J.)

This writ petition is instituted seeking directions against the respondents 1 to 3 for removing the encroachments made by the respondents 4 to 8 on the right side of the Kollidam rivar bank at 48.0 mile stone at Pudhukudisai Village, Karuppur Post, Papanasam Taluk, Thanjavur District.

2. Mr.A.K.Baskarapandian, learned Special Government Pleader who has taken notice on behalf of the respondents, has obtained instructions in writing in the matter and based thereon, he would submit that necessary action for removal of encroachments has already been initiated by drawing appropriate notices and issuing the same to the concerned. The process of removing the encroachments is now on and is also being pursued vigorously.

3. In that view of the matter, we record our hope that necessary action would be finalised within six weeks from the date of receipt of a copy of this order. Accordingly, this writ petition stands disposed of. No costs. Consequently, the connected writ miscellaneous petition is closed.

Sd/
Assistant Registrar (Records)

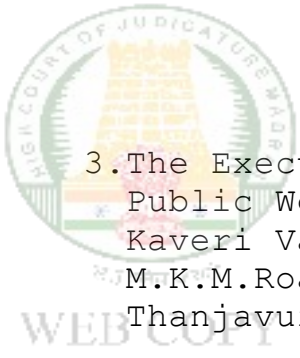
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Sub Assistant Registrar

To

1.The District Collector,
Thanjavur District,
Thanjavur.

2.The Superintending Engineer,
Public Works Department (Water Resources),
Keelkaveri Vadinila Kottam,
Santhapilai Gate,
Thanjavur District.



3.The Executive Engineer,
Public Works Department (Water Resources),
Kaveri Vadinila Kottam,
M.K.M.Road,
Thanjavur District.

+1 cc to MR.A.N.RAMANATHAN, Advocate Sr.No.43143

+1 cc to Special Government Pleader Sr.No.43255

+1 cc to MR.R.RAJARAMAN, Advocate Sr.No.43635

W.P (MD) No.155 of 2016
and
W.M.P (MD) No.116 of 2016
09.08.2016

SMA/PV/23/08/2016 :3P/7C