



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.11.2016

CORAM:

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

W.P (MD) No.21953 of 2016

P.GOPALAN

S/O. PONNUMUTHU THE CORRESPONDENT P.S.K.S.
MATRICULATION SCHOOL MOOVATTRUMUGAM & POST
KANYAKUMARI DISTRICT

.. Petitioner

Vs.

1 THE DISTRICT COLLECTOR
KANYAKUMARI DISTRICT, NAGERCOIL.

2 THE DIVISIONAL ENGINEER
HIGHWAYS DEPARTMENT-CONSTRUCTION &
MAINTENANCE NAGERCOIL KANYAKUMARI DISTRICT

3 THE ASSISTANT DIVISIONAL
ENGINEER HIGHWAYS DEPARTMENT-CONSTRUCTION
&MAINTENANCE PADMANABHAPURAM THUCKALAY
KANYAKUMARI DISTRICT.

4 THE REVENUE DIVISIONAL OFFICER
PADMANABHAPURAM THUCKALAY
KANYAKUMARI DISTRICT.

5 THE TAHSILDAR
KALKULAM TALUK, THUCKALAY
KANYAKUMARI DISTRICT.

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents 1 to 5 to evict the illegal encroachments on the Highways of Moovatrumugam - Charur Road comprised in S.No. 6/4A Attur Village Moovatrumugam Kalkulam Taluk Kanyakumari District (in front of P.S.K.S Matriculation School).

For Petitioner

: Mr.C.K.M.Appaji

<https://hcservices.ecourts.gov.in/hcservices/>

For Respondents

: Mr.T.R.JanarthanaN

Addl. Government Pleader

**ORDER**

(Order of the Court was made by S.NAGAMUTHU, J.)

The petitioner has come up with this petition as a public interest litigation seeking a direction to the respondents 1 to 5 to remove the illegal encroachment on the Highways of Moovatrumugam - Charur Road comprised in S.No. 6/4A Attur Village, Moovatrumugam, Kalkulam Taluk, Kanyakumari District (in front of P.S.K.S Matriculation School).

2. It is submitted by the learned Additional Government pleader, taking notice for the respondents 1 to 5, that the respondents 2 and 3 have already initiated action to remove the encroachments. He further submitted that fresh notice for eviction would be given and following the procedure, the encroachments would be removed. The said statement is recorded.

3. In view of the same, this writ petition is closed recording the above statement. No costs.

Sd/-

Assistant Registrar(co)

/True Copy/

Sub Assistant Registrar

RR

To

- 1 THE DISTRICT COLLECTOR
KANYAKUMARI DISTRICT,
NAGERCOIL.
- 2 THE DIVISIONAL ENGINEER
HIGHWAYS DEPARTMENT-CONSTRUCTION &
MAINTENANCE NAGERCOIL
KANYAKUMARI DISTRICT
- 3 THE ASSISTANT DIVISIONAL
ENGINEER HIGHWAYS DEPARTMENT-CONSTRUCTION
&MAINTENANCE PADMANABHAPURAM
THUCKALAY
KANYAKUMARI DISTRICT.
- 4 THE REVENUE DIVISIONAL OFFICER
PADMANABHAPURAM THUCKALAY
KANYAKUMARI DISTRICT.



5 THE TAHSILDAR
KALKULAM TALUK
THUCKALAY KANYAKUMARI DISTRICT.

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+1cc to Mr.C.K.M.Appaji Advocate Sr.No.70137

+1cc to Spl.Government Pleader Sr.No. 70250

JAM/02.12.16/SKS-RR/3P-8C

**ORDER MADE IN
W.P(MD)No.21953 of 2016
17.11.2016**