

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 24.3.2017

CORAM

THE HONOURABLE MR.HULUVADI G.RAMESH, ACTING CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

W.P.No.7203 of 2017
and
W.M.P.No.7827 of 2017

K.M.Parvatham

Petitioner

Versus

1 The District Collector
Thiruvannamalai District
Thiruvannamalai 606 604

2 The Tahsildar
Chengam Taluk Thiruvannamalai District

3 Mani

Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus to direct the 1st respondent to remove the encroachment made by the 3rd respondent in public pathway to petitioner's property by disposing the representation dated 10.3.2017.

For petitioner : Mr.B.Manoharan

For R1 and R2 : Mr.R.Vijayakumar, AGP.

ORDER

(Order of the court was made by HULUVADI G.RAMESH, ACJ.)

Heard the learned counsel appearing for the petitioner and Mr.R.Vijayakumar, learned Additional Government Pleader appearing for respondents 1 and 2.

2. The writ petition has been filed seeking issuance of a writ of mandamus to direct the 1st respondent to remove the encroachment made by the 3rd respondent in public pathway to

petitioner's property by disposing the representation dated 10.3.2017.

3. According to the petitioner, he is a resident of Karupattu Village having a residential land measuring 4320 sqft. comprised in S.Nos.311/14 and his family has been using a public pathway measuring about 200 soft for several decades which had been encroached by the third respondent and the representation dated 15.11.2016 sent by the petitioner in this regard was closed by the authorities contending the area under alleged encroachment is a temple land and on collecting information from the revenue records that it is not a temple land and it belongs to some third parties, the petitioner had submitted a fresh representation dated 10.3.2017, but, since no action has been taken on his fresh representation, the present writ petition has been filed.

4. Therefore, it is for the respondents-authorities to look into the grievance of the petitioner based on his representation, in accordance with law, within a period of three months from the date of receipt of a copy of this order. The writ petition is disposed of. No costs. The connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssk.

To:

- 1 The District Collector
Thiruvannamalai District
Thiruvannamalai 606 604
- 2 The Tahsildar
Chengam Taluk Thiruvannamalai District.

+1cc to Mr.B.Manoharan, Advocate SR.No.19565
+1cc to Government pleader SR.No.18830

W.P.No.7203 of 2017

KS(CO)
GN(11/04/2017)