

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.06.2017

CORAM

THE HON'BLE MS. INDIRA BANERJEE, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.SUNDAR

W.P.No.12045 of 2017

A.Mohammed Atham

.. Petitioner

Vs.

1.The Government of Tamil Nadu,
rep by its Secretary,
Ministry of Local Administration,
St. George Fort,
Chennai-600 009.

2.The Chairman,
Tamil Nadu Electricity Board,
TANGEDCO,
No.144, Anna Salai,
Chennai-600 002.

3.The Superintending Engineer,
T.N.E.B.,
TANGEDCO / DEDC / Dindigul,
Dindigul,
Dindigul District.

4.The Commissioner,
Kodaikanal Municipality,
Kodaikanal,
Dindigul District.

5.The Director General of Police,
"Vigilance",
TANGEDCO,
No.144, Anna Salai, Chennai-600 002.

6.S.Mohammed Ali Jinnah

7.The Assistant Engineer,
Tamil Nadu Electricity Board,
Kodaikanal.

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of mandamus directing the fourth respondent to demolish the illegal, unlawful, unauthorised multistoried construction put up by the 6th respondent in Survey No.T.S.No.5 of Shanmugapuram, Kodaikanal, Dindigul district and directing the 3rd and 7th respondents to dismantle the electricity service connection No.252/009/1628 stands in the name of the 6th respondent.

For Petitioner : Mr.M.Prabakar

For Respondents : Mr.R.Vijayakumar,
AGP for RR1 and 4

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

This writ petition has been filed by the petitioner seeking a writ of mandamus directing the fourth respondent to demolish the illegal, unlawful, and unauthorised multi-storied construction put up by the 6th respondent in T.S.No.5 of Shanmugapuram, Kodaikanal, Dindigul district and further directing the 3rd and 7th respondents to dismantle the electricity service connection No.252/009/1628 stands in the name of the 6th respondent.

2. Mr.R.Vijayakumar, learned Additional Government Pleader accepts notice for respondent Nos.1 and 4.

3. The sixth respondent is a private respondent, who is alleged to have put up unauthorised construction in T.S.No.5 of Shanmugapuram, Kodaikanal, Dindigul District.

4. The office of the 4th respondent shall cause inspection of the site in question i.e., T.S.No.5 of Shanmugapuram, Kodaikanal, Dindigul District to be made within a fortnight from the date of receipt of a copy of this order and if any illegal construction is found, all the official respondents shall take action in accordance with law, after giving notice to all concerned, particularly the sixth respondent before us, and conclude the proceedings within a period of two months thereafter.

5. The writ petition, accordingly, stands disposed of. No costs.

Sd/-
Asst.Registrar (CS III)

/true copy/

Sub Asst. Registrar

vvk

To:

- 1.The Secretary,
The Government of Tamil Nadu,
Ministry of Local Administration,
St. George Fort,
Chennai-600 009.
- 2.The Chairman,
Tamil Nadu Electricity Board,
TANGEDCO,
No.144, Anna Salai,
Chennai-600 002.
- 3.The Superintending Engineer,
T.N.E.B.,
TANGEDCO / DEDC / Dindigul,
Dindigul,
Dindigul District.
- 4.The Commissioner,
Kodaikanal Municipality,
Kodaikanal,
Dindigul District.
- 5.The Director General of Police,
"Vigilance",
TANGEDCO,
No.144, Anna Salai,
Chennai-600 002.
- 6.The Assistant Engineer,
Tamil Nadu Electricity Board,
Kodaikanal.

+1cc to Mr.M.Prabhakar,Advocate sr.40063

+1cc to Government Pleader sr.40075

W.P.No.12045 of 2017

kgk(co)
ss(16/6/2017)