

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.01.2017

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND

The Hon'ble MR.JUSTICE M.SUNDAR

W.P.Nos.16555 to 16561, 17910 to 17917 &
17918 to 17925 of 2015

and

M.P.Nos.1 of 2015

A.Elumalai	... Petitioner in WP.16555 of 2015
R.Krishnaraja	... Petitioner in WP.16556 of 2015
M.Janarthanam	... Petitioner in WP.16557 of 2015
R.Geetha	... Petitioner in WP.16558 of 2015
A.Gopinath	... Petitioner in WP.16559 of 2015
Dr.Shanthi	... Petitioner in WP.16560 of 2015
S.Mani	... Petitioner in WP.16561 of 2015
M.Udayakumari	... Petitioner in WP.17910 of 2015
R.Rajendran	... Petitioner in WP.17911 of 2015
S.Selvaraj	... Petitioner in WP.17912 of 2015
B.Sathya	... Petitioner in WP.17913 of 2015
M.Sathish	... Petitioner in WP.17914 of 2015
Shavuli Meeran	... Petitioner in WP.17915 of 2015
L.Srinivasan	... Petitioner in WP.17916 of 2015
K.Athmalingam	... Petitioner in WP.17917 of 2015
A.Gopinath	... Petitioner in WP.17918 of 2015
A.Elumalai	... Petitioner in WP.17919 of 2015
R.Arumugam	... Petitioner in WP.17920 of 2015
S.Paanchalai	... Petitioner in WP.17921 of 2015
K.Rajendran	... Petitioner in WP.17922 of 2015
Alimabee	... Petitioner in WP.17923 of 2015
K.Rajendran	... Petitioner in WP.17924 of 2015
M.Shanthi	... Petitioner in WP.17925 of 2015

Vs.

1. The State of Tamil Nadu,
rep. by its Secretary to Government,
Public Works Department,
Fort St. George, Chennai-9.
2. The District Collector,
Tiruvannamalai District,
Tiruvannamalai.

3. The Superintending Engineer,
Water Resources Organisation,
Public Works Department,
Tiruvannamalai District.
4. The Executive Engineer,
Public Works Department,
Middle Pennaiar Basin Division,
Tiruvannamalai District.
5. The Assistant Engineer,
Public Works Department,
Middle Pennaiar Basin Division,
Arani,
Tiruvannamalai District. Respondents(In all W.Ps)

Writ Petitions filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorari calling for the Records in pursuant to the impugned order dated 27.5.2015 on the file of the fifth respondent in seeking demolition of the building in S.No.234/5 pt., S.No.234/1C1, S.No.258/1C2, S.No.258/8A pt., S.No.259/11E2, S.No.259/13B, S.No.258/7A, S.No.259/11D, S.No.258/7B pt., S.No.234/1C2, S.No.234/1C2, S.No.259/5B1A pt., S.No.258/1B, S.No.259/11E1 pt., S.No.259/1, S.No.259/5A, S.No.258/9 pt., S.No.258/1C3, S.No.258/7B pt., S.No.259/11E3, S.No.259/13C1 and S.No.234/1C1 pt., respectively in Kannamangalam Town, Arani Taluk, Tiruvannamalai District and to quash the same.

For Petitioner : Mr.Y.Jyothish Chander
in all WPs

For Respondents : Mr.R.Vijayakumar
in all WPs Additional Public Pleader

सत्यमेव जयते

COMMON ORDER

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

On hearing the learned counsel for parties, it is directed that the notices issued under Form-III in respect of Rule 6(1) of the Tamil Nadu Protection of Tanks and Eviction of Encroachment Rules, 2007 framed under the Tamil Nadu Protection of Tanks and Eviction of Encroachment Act, 2007 be treated as show cause notices and reply be filed to the same within thirty (30) days from today. On the reply being filed, the same will be examined and an appropriate order in accordance with law will be passed within a maximum period of three months thereafter.

2. The interim order of protection made available shall continue to enure for the benefit of the petitioners during this period of time and for a period of fifteen days after the order is served on the petitioners, in case of any adverse order.

3. The writ petitions, accordingly, stand disposed of. No costs. Consequently, M.P.Nos.1 of 2015 are closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

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To

1. The Secretary to Government,
State of Tamil Nadu,
Public Works Department,
Fort St. George, Chennai-9.
2. The District Collector,
Tiruvannamalai District,
Tiruvannamalai.
3. The Superintending Engineer,
Water Resources Organisation,
Public Works Department,
Tiruvannamalai District.
4. The Executive Engineer,
Public Works Department,
Middle Pennaiar Basin Division,
Tiruvannamalai District.
5. The Assistant Engineer,
Public Works Department,
Middle Pennaiar Basin Division,
Arani, Tiruvannamalai District.

+lcc to Mr.Jyothish Chander, Advocate, S.R.No.3529

+lcc to the Government Pleader, S.R.No.3757

W.P.Nos.16555 to 16561, 17910 to
17917 & 17918 to 17923 of 2015

GJ II(CO)
CA(27/01/2017)