

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.02.2017

CORAM

THE HON'BLE MR.HULUVADI G.RAMESH, ACTING CHIEF JUSTICE
AND

THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.3980 of 2017

T.M.S.Sivakumar

.. Petitioner

Vs.

1. The District Collector
Tiruvallur District
Tiruvallur.

2.The Revenue Divisional Officer
Poonamallee Taluk
Poonamallee.

3.The Tahsildar
Poonamallee Taluk
Poonamallee.

4.The Commissioner
Poonamallee Municipality
Poonamallee.

5.The Addl Chief Secretary to Govt
Highways and Minor Ports Department
Fort St.George, Chennai-9.

6.The Chief Engineer
State Highways Department
HRS Campus
76, Sardar Patel Road
Guindy, Chennai-25.

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Mandamus directing the respondents herein to remove the encroachments in the Battai Puramboke (Road Puramboke) land in Survey Nos.401, 468 and 379 of Kattupakkam Village in Poonamallee Taluk, Thiruvallur District.

For Petitioner : Mr.K.S.Kumar

For Respondents : Mr.M.K.Subramanian
Government Pleader
for respondents 1 to 4 and 6

ORDER

Notice to the fifth respondent is dispensed with. The learned Government Pleader is directed to take notice on behalf of the other respondents.

2. The petitioner herein earlier filed W.P.No.41414 of 2016 seeking removal of encroachments in the water body in Survey Nos.246 and 246/1 of Kattupakkam Village in Poonamallee Taluk. In the said writ petition, this Court by order dated 25.11.2016 directed the Commissioner, Poonamallee Municipality, to cause an inspection and remove the encroachments, if any, in accordance with law.

3. In the present writ petition, he seeks to direct the respondents to remove the encroachments on the road poramboke land in Survey Nos.401, 468 and 379 of Kattupakkam Village in Poonamallee Taluk, Thiruvallur District, which are lands adjacent to the lands specified in the earlier writ petition. In this regard, the petitioner has also made a representation to the fourth respondent on 28.11.2016.

4. On hearing the learned counsel, we direct the fourth respondent to consider the grievance of the petitioner, which he has submitted by way of representation, and do the needful in accordance with law within three months from the date of receipt of a copy of this order. If need be, the petitioner can also submit a further detailed representation forthwith.

The writ petition is disposed of accordingly. No costs.

Sd/-
Asst.Registrar (CO)

/true copy/

Sub Asst. Registrar

To

1.The District Collector
Tiruvallur District
Tiruvallur.

2.The Revenue Divisional Officer
Poonamallee Taluk
Poonamallee.

3.The Tahsildar
Poonamallee Taluk
Poonamallee.

4.The Commissioner
Poonamallee Municipality
Poonamallee.

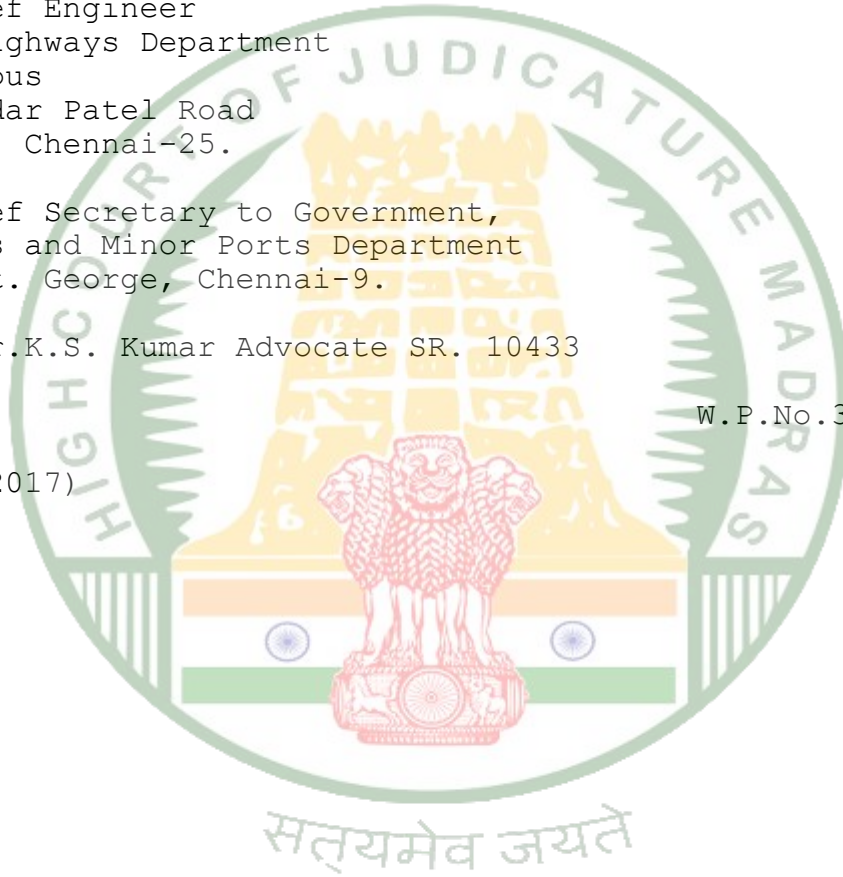
5.The Chief Engineer
State Highways Department
HRS Campus
76, Sardar Patel Road
Guindy, Chennai-25.

6.The Chief Secretary to Government,
Highways and Minor Ports Department
Fort. St. George, Chennai-9.

+2cc to Mr.K.S. Kumar Advocate SR. 10433

W.P.No.3980 of 2017

VSN(CO)
VR(23/02/2017)



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