



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.05.2017

CORAM:

THE HON'BLE Mr.JUSTICE M.V.MURALIDARAN
and
THE HON'BLE Mr.JUSTICE C.V.KARTHIKEYAN

W.P(MD)No.10020 of 2017

V.Sandal Muthuraj

... Petitioner

Vs.

1. The District Collector,
Tirunelveli District, Tirunelveli.
2. The Revenue Divisional Officer,
Charanmahadevi, Tirunelveli District.
3. The Tahsildar,
Radhapuram Taluk, Tirunelveli District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, remove the encroachment from the water channel falling on the Survey Nos 9/2, 10/2, 11/2, 12/3, 30/2, 31/2, 34/2, 35/3, 38/2, 40/2, 40/4, 41/2, 250/2, 251/1A, 251/2, 251/3A, 252, 253/1B, 253/2, 253/3A, 254/1B, 254/2, 256/1, 257/1, 257/2B, 259, 298/1, 300/2, 327/6, 330/2B, 334/1A, 628/2, 679, 680/2, 681/2, 683, 924/3, 925/2, 926/1A, 948, 949/1 and 950/1 which includes ponds, Tanks and Oorani within the time stipulated by this Court.

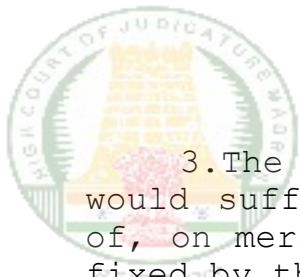
For Petitioner : Mr.S.Balamurugan
For Respondents : Mr.T.R.Janarthanan
Additional Government Pleader

O R D E R

(Order of the court was made by **M.V.MURALIDARAN, J.**)

The petitioner seeks for a Writ of Mandamus seeking a direction remove the encroachment from the water channel falling on the Survey Nos 9/2, 10/2, 11/2, 12/3, 30/2, 31/2, 34/2, 35/3, 38/2, 40/2, 40/4, 41/2, 250/2, 251/1A, 251/2, 251/3A, 252, 253/1B, 253/2, 253/3A, 254/1B, 254/2, 256/1, 257/1, 257/2B, 259, 298/1, 300/2, 327/6, 330/2B, 334/1A, 628/2, 679, 680/2, 681/2, 683, 924/2, 924/3, 925/2, 926/1A, 948, 949/1 and 950/1 which includes ponds, Tanks and Oorani within the time stipulated by this Court.

<https://hcservices.ecourts.gov.in/hcservices> 2. The learned Additional Government Pleader takes notice for the respondents. By consent, the writ petition itself is taken up for final disposal.



3. The learned counsel for the petitioner submitted that it would suffice if the representation of the petitioner is disposed of, on merits and in accordance with law, within a time frame to be fixed by this Court.

4. In view of the limited scope of the prayer, without going into the merits of the matter, the first respondent is directed to consider the representation dated 21.03.2017 after giving opportunity of personal hearing to the petitioner and other necessary parties on merits and in accordance with law, and pass appropriate orders within a period of eight weeks from the date of receipt of a copy of this order.

5. With the above direction, the Writ Petition stands disposed of. No costs.

Sd/-
Assistant Registrar (CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Tirunelveli District,
Tirunelveli.
2. The Revenue Divisional Officer,
Charanmahadevi,
Tirunelveli District.
3. The Tahsildar,
Radhapuram Taluk,
Tirunelveli District.

+1cc to Special Government Pleader, SR.No.57773.
+1cc to M/S. S.BALAMURUGAN, Advocate, SR.No.57792.

W.P (MD) No.10020 of 2017
25.05.2017

SDS/SKN/SAR 4/02.06.2017/2P/4C