



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: **10.08.2017**

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.14932 of 2017

Nirmala

.. Petitioner

Vs.

1.The Superintending Engineer,
Water Resource Department,
Nagercoil, Kanyakumari District.

2.The Tahsildar,
Kalkulam Taluk, Kanyakumari District.

3.The Assistant Executive Engineer,
Water Resource Department,
Thuckalay, Kanyakumari District. .. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to remove the encroachment made in the water channel which is passing through the property in R.S.Nos.302, 308 and 309, situated at Velimalai Village, Kalkulam Taluk, Kanyakumari District.

For petitioner	: Mr.T.Selvakumaran
For respondents	: Mr.M.Govindan
	Special Government Pleader

O R D E R

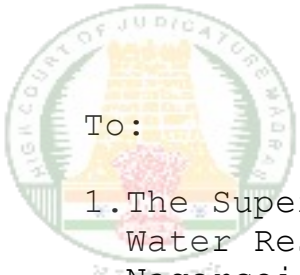
[Order of the Court was made by **K.K.SASIDHARAN, J.**]

Though the name of the alleged encroacher has been mentioned in Paragraph No.5 of the affidavit filed in support of the Writ Petition, the fact remains that he is not made as a party in the Writ Petition.

2. The Writ Petition is dismissed with liberty to the petitioner to file a comprehensive Writ Petition, after impleading the encroacher as a party. No costs.

Sd/-
Assistant Registrar(CS-III)

/True copy/



To:

1.The Superintending Engineer,
Water Resource Department,
Nagercoil, Kanyakumari District.

2.The Tahsildar,
Kalkulam Taluk, Kanyakumari District.

3.The Assistant Executive Engineer,
Water Resource Department,
Thuckalay, Kanyakumari District.

+1cc to the Special Government Pleader, SR.No. 72554

NB

MAS/JC/SAR2:23.08.2017:2P-5C

ORDER MADE IN
W.P. (MD) No.14932 of 2017
10.08.2017