



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 01.09.2017

CORAM :

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

W.P(MD)Nos.16505 to 16510 of 2017
and
all the connected miscellaneous petitions

Dhanaraj	... Petitioner in W.P.16505/2017
Rajendran	... Petitioner in W.P.16506/2017
Kannaki	... Petitioner in W.P.16507/2017
D.Rajendran	... Petitioner in W.P.16508/2017
Pandiyar	... Petitioner in W.P.16509/2017
Murugan	... Petitioner in W.P.16510/2017

Vs.

The Assistant Divisional Engineer,
Highways Department,
(Construction and Maintenance)
Peravurani,
Thanjavur District.

... Respondents in all petitions

Common Prayer : Petitions filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records relating to the impugned orders dated 18.08.2017 passed by the respondent herein and quash the same and consequently direct the respondent to hear the respective petitioners by issuing show cause notice regarding the alleged encroachment.

For Petitioners	: Mr.D.R.Murugesan
in all W.Ps	
For Respondent	: Mr.T.S.Mohammed Mohideen, AGP
in all W.Ps	

COMMON O R D E R

(Order of the Court was made by G.R.SWAMINATHAN, J.)

In all these writ petitions, the communications dated 18.08.2017 issued by the respondent calling upon the petitioners to remove the various encroachments made in Pattukottai -



2.It is obvious from a mere reading of the impugned communication that it has not been issued in compliance with the principles of natural justice.

3.Therefore, this Court quashes the same. The respondent is however at liberty to proceed again the matter afresh in accordance with law.

4.These writ petitions are allowed as indicated above. No costs. Consequently, all the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

To

The Assistant Divisional Engineer,
Highways Department,
(Construction and Maintenance)
Peravurani,
Thanjavur District.

+1cc to Special Government Pleader, SR.Nos.76651, 76652,
76656 to 76659

+6cc to M/S.D.R.Murugesan, Advocate SR.Nos. 75895 to 75900

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skm/Arul
JM/SKN RSK/SAR 4/19.09.2017/2P/9C