



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.10.2017

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE M.VENUGOPAL
AND
THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE**

W.P.(MD)No.19830 of 2017

S.Mathiyalagan : Petitioner

-Vs-

1.The District Collector,
Trichy District,
Trichy.

2.The Executive Engineer,
Public Works Department,
(Water Resource Organization),
RC Division,
Trichy District.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the Respondents to remove the private pipe lines from the Pullampadi No.II Main Canal (Venkatachalapuram - Mangudi Irrigation area) on the basis of the Petitioner's representations dated 31.05.2017, 30.06.2017 and 21.08.2017 within the time frame fixed by this Court.

For Petitioner : Mr.T.Vadivelan
For Respondents : Mr.M.Govindan,
Special Government Pleader

O R D E R

[Order of the Court was made by M.VENUGOPAL, J.]
Mr.M.Govindan, Learned Special Government Pleader, takes notice for the Respondents.

2. Heard both sides. No counter is filed on behalf of the Respondents.

3. By consent, the main Writ Petition itself is taken up for final disposal.

<https://hcservices.courts.gov.in/hcservices/>
1. According to the Petitioner, the second Respondent/Public Works Department formed a canal from river Cauvery to the adjacent

Pullampad
You have to ask

9. At this stage of the hearing, the Learned Special Government Pleader appearing for the Respondents submits that if a certain time limit is fixed by this Court for disposal of the representations of the Petitioner beginning from 31.05.2017,



30.06.2017 and 21.08.2017 respectively, then, the second Respondent will take necessary action in the matter in a diligent fashion.

10. Considering the fact that the Petitioner's three representations dated 31.05.2017, 30.06.2017 and 21.08.2017 have not seen the light of the day in the hands of the second Respondent, this Court, at this stage, deems it fit and proper to issue necessary directions to the second Respondent to look into the three representations of the Petitioner referred to *supra*, within one week from the date of receipt of copy of this order. Thereafter, the second Respondent shall pass a reasoned speaking order on merits, of course, after adhering to the Principles of Natural Justice and also by hearing any other parties by issuing necessary notice to them, within a period of four weeks thereafter. It is open to the Petitioner to raise all factual and legal pleas before the second Respondent, who, shall take into account of the same at the time of passing the final order, within the time granted by this Court.

11. With the aforesaid observation(s)/direction(s), the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar(CSI)

/True Copy/

Sub-Assistant Registrar

To

1.The District Collector,
Trichy District,
Trichy.

2.The Executive Engineer,
Public Works Department,
(Water Resource Organization),
RC Division,
Trichy District.

+One cc to Mr.T.Vadivelan, Advocate, SR.No.84494

+One cc to The Special Government Pleader, SR.No.84551

SML

RL/5C/3P/KP/SAR1/13/11/2017

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Order made in
W.P. (MD) No.19830 of 2017
30/10/2017