



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **24.02.2017**

CORAM:

THE HONOURABLE MR.JUSTICE **A.SELVAM**
and
THE HONOURABLE MR.JUSTICE **P.KALAIYARASAN**

W.P (MD) No.3270 of 2017

S.Durairaj

.. Petitioner

Vs.

- 1.The State of Tamil Nadu rep. by
its Chief Secretary, Fort St. George,
Secretariat, Chennai - 600 009.
- 2.The State of Tamil Nadu rep. by its Secretary,
Public Works Department, Fort St. George,
Secretariat, Chennai - 600 009.
- 3.The State of Tamil Nadu rep. by its Secretary,
Revenue Department, Fort St. George,
Secretariat, Chennai.
- 4.The Engineer-in-Chief,
Water Resources Organization,
Public Works Department,
Chepauk, Chennai.
- 5.The Commissioner,
Municipal Administration and Water Sewage,
Chepauk,
Chennai.
- 6.The District Collector,
Kanyakumari District at Nagercoil.
- 7.The Superintendent,
W.R.O./P.W.D., Kothaiyaru Division,
Nagercoil,
Kanyakumari District.
- 8.The Executive Engineer,
W.R.O./P.W.D., Kothaiyaru Division,
Nagercoil,
Kanyakumari District.



9.The Junior Engineer,
W.R.O./P.W.D., Kothaiyaru Division,
Mailaudy,
Kanyakumari District.

10.The Tahsildar,
Agastheeswaram Taluk,
Kanyakumari District.

11.The Executive Officer,
Anjugramam Town Panchayat,
Anjugramam,
Kanyakumari 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 forthwith to maintain Vinayagar Putheri Kulam comprised in S.No.990, by providing shutter and pond sluice facilities and consequently direct them to desilt the Vinayakar Puthery Kulam forthwith, ensuring enough water gets collect and store in all times.

For Petitioner : Mr.T.Sundaravadanam

For Respondents : Mr.M.Govindan,
Special Government Pleader.

ORDER

[Order of the Court was made by **A.SELVAM, J.**]

This writ petition has been filed under Article 226 of the Constitution of India praying to direct the respondents to put up shutter and sluice facilities in the tank mentioned therein, by way of issuing a writ of mandamus.

2.Mr.M.Govindan, learned Special Government Pleader, has taken notice for all the respondents.

3.The main contention putforth on the side of the petitioner is that the tank mentioned therein is comprised in Survey No.990, Anjugramam Village, Kanyakumari District. Further it is averred in the petition that there is no shutter and sluice facilities in the tank mentioned therein. Under the said circumstances, the present writ petition has been filed.

4.Considering the nature of the relief sought in the writ petition and also considering the fact that the tank mentioned in the petition is comprised in Survey No.990, this Court is inclined to pass the following order.



5. In fine, this writ petition is allowed without costs and the eighth respondent is directed to put up shutter and sluice facilities in the tank mentioned in the petition within a period of six months.

WEB COPY

Sd/-

Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1. The Chief Secretary,
Government of Tamil Nadu,
Fort St. George,
Secretariat,
Chennai - 600 009.
2. The Secretary,
Public Works Department, Government of Tamil Nadu,
Fort St. George, Secretariat,
Chennai - 600 009.
3. The Secretary,
Revenue Department,
Government of Tamil Nadu,
Fort St. George, Secretariat, Chennai.
4. The Engineer-in-Chief,
Water Resources Organization,
Public Works Department, Chepauk, Chennai.
5. The Commissioner,
Municipal Administration and Water Sewage,
Chepauk, Chennai.
6. The District Collector,
Kanyakumari District at Nagercoil.
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8. The Executive Engineer,
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9. The Junior Engineer,
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Mailaudy, Kanyakumari District.



10.The Tahsildar,
Agastheeswaram Taluk,
Kanyakumari District.

11.The Executive Officer,
Anjugramam Town Panchayat,
Anjugramam, Kanyakumari District.

+1 cc to M/s.T.Sundaravadanam, Advocate in SR.No.10612
+1 cc to The Special Government Pleader in SR.No.10898

smn

CSL/PM-PN/01.03.2017 :4P/14C

**ORDER MADE IN
W.P(MD)No.3270 of 2017
24.02.2017**