



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED : 12.07.2017  
CORAM:

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

W.P(MD)No.5763 of 2017  
and  
W.M.P(MD)No.9872 of 2017

Soonaimuthu

.. Petitioner

Vs.

1.The District Collector,  
Madurai District.

2.The Commissioner,  
Madurai Municipal Corporation,  
Madurai.

3.The Assistant Executive Engineer,  
Madurai North Zone,  
Madurai Municipal Corporation,  
Madurai.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the respondents to remove the water tank situated at Ayyanar Kovil 5<sup>th</sup> Street, Manavalan Nagar, Sellur, Madurai-625 002, by considering the petitioner's representation dated 29.08.2016.

For petitioner

: Mr.R.Rajmohan

For R1

: Mr.T.S.Mohammed Mohideen  
Additional Government Pleader

For R2 & R3

: Mr.N.Shanmuga Selvam

O R D E R  
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[Order of the Court was made by K.K.SASIDHARAN, J.]

The petitioner filed this writ petition to remove the water tank situated at Ayyanar Kovil 5<sup>th</sup> Street, Manavalan Nagar, Sellur, Madurai-625 002, by considering his representation dated 29.08.2016.



2.The learned Standing Counsel for the Madurai Corporation on instruction submitted that the Corporation has already removed the water tank and as such nothing survives for adjudication.

3.The learned Counsel for the petitioner submitted that there is a concrete construction and a direction should be issued to the respondents to remove the same.

4.We do not find any reason to direct the Corporation to remove the concrete basement, in view of the direction issued earlier to provide a water tank for uninterrupted water supply to the local people.

5.The writ petition is disposed of with the above observation. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-  
Assistant Registrar(CSI)

/True Copy/

Sub-Assistant Registrar

To:

1.The District Collector,  
Madurai District.

2.The Commissioner,  
Madurai Municipal Corporation,  
Madurai.

3.The Assistant Executive Engineer,  
Madurai North Zone,  
Madurai Municipal Corporation,  
Madurai.

+One cc to Mr.N.Shanmugaselvam, Advocate, SR.No.65212  
+One cc to The Special Government Pleader, SR.No.65606

rj2/psd/tsg  
RL/6C/2P/SV/SAR2/20/7/2017

ORDER MADE IN  
W.P(MD)No.5763 of 2017  
and  
W.M.P(MD)No.9872 of 2017  
12.07.2017