



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

and

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No. 8599 of 2017

and

WMP. (MD) No. 6522 of 2017

K.Kalimuthu

.. Petitioner

Vs.

1.The District Collector,
Thanjavur District,
Thanjavur.

2.The Revenue Divisional Officer,
Pattukkottai, Thanjavur District.

3.The Commissioner,
Pattukkottai Municipality,
Pattukkottai, Thanjavur District.

4.The Tahsildar,
Pattukkottai, Thanjavur District.

5.Padmavathi,

6.M/s.Reliance Communications Ltd.,
Reliance House,
No.6, Haddows Road,
Nungambakkam, Chennai - 600 006.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents 1 to 4 to prevent the 6th respondent from erecting a Jio Cell Phone Tower at Plot No.46, Srinivasan Nagar, Pattukkottai, Thanjavur District.

For Petitioner
For Respondents
No. 1, 2 & 4

: Mr.D.R.Murugesan
: Mr.M.Govindan
Special Government Pleader

For Respondent No.5
For Respondent No.6
For Respondent No.3

: No Appearance
: Mr.R.G.Shankar Ganesh
: Mrs.Yogeswari
For Mr.Gunaseelan Muthiah

**ORDER**

[Order of the Court was made by **G.R.SWAMINATHAN, J.**]

The writ petitioner seeks a direction to restrain the respondent No. 6 from erecting Jio Cell Phone Tower at Plot No.46, Srinivasan Nagar, Pattukkottai, Thanjavur District.

2. Since the allegation that the proposed erection of Cell Phone Tower would cause nuisance to the residents of the locality, we direct the first respondent to consider and dispose of the representation submitted by the writ petitioner on 25.04.2017, on merits and as per law, within a period of three months from the date of receipt of a copy of this order.

3. Till the first respondent disposes of the representation, the 6th respondent shall not put up any Cell Phone Tower. The status quo that is prevailing as-on-today shall be maintained till then.

4. Accordingly, this Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

To:

- 1.The District Collector,
Thanjavur District,
Thanjavur.
- 2.The Revenue Divisional Officer,
Pattukkottai, Thanjavur District.
- 3.The Tahsildar,
Pattukkottai, Thanjavur District.

+1cc to THE SPECIAL GOVERNMENT PLEADER in SR. No.71487
+1cc to Mr.R.G.SHANKAR GANESH Advocate in SR. No. 71502
+1cc to Mr.D.R.MURUGESAN Advocate in SR. No.71034
RMK/DAS
JS/KP/SAR.1/12.09.2017/2P-7C

ORDER MADE IN
W.P. (MD) No. 8599 of 2017
and
WMP. (MD) No.6522 of 2017
07.08.2017