



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.09.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

and

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.368 of 2016

M.Manikandan

.. Petitioner

Vs.

The District Collector,
Office of the District Collector,
Madurai.

.. Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondent to take necessary action on the basis of the petitioner's representation dated 14.12.2015, in accordance with law within a stipulated time.

For petitioner

: Mr.N.Senthilnathan

For Mr.S.Malaikani

For respondent

: Mr.M.Govindan

Special Government Pleader

O R D E R

[Order of the Court was made by K.K.SASIDHARAN, J.]

The petitioner filed this Writ Petition to direct the respondent to take immediate action for eviction of encroachment on a public property, by considering the representation dated 14.12.2015.

2. It is the grievance of the petitioner that a private person, by encroaching upon the channel of the Public Works Department, formed a layout. The authorities have failed to take action. The lay out is known as "Annai Velu Nagar" at Veerapandiya Village, Madurai North Taluk, Madurai District. Since no action was taken by the authorities, the petitioner submitted a representation on 14.12.2015. Since there was no follow up action taken, the petitioner is before this Court.

3. We direct the District Collector, Madurai, to take immediate action, by considering the representation dated 14.12.2015. In case it is made out that there was an act of encroachment, necessary action shall be taken for removal of encroachment, of course, after issuing notice to the encroachers. Such action shall be completed within a period of three months from the date of receipt of a copy of this order. We direct the petitioner to forward a copy of the representation dated



14.12.2015 along with a copy of this order so as to enable the District Collector to take emergent action in the matter.

4. The Writ Petition is disposed of, with the above direction. No costs.

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Sd/-
Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar

To

The District Collector,
Office of the District Collector,
Madurai.

+1cc to M/S.S.Malaikani, Advocate SR.No. 77744
+1cc to Special Government Pleader, SR.No. 78034

ORDER MADE IN
W.P. (MD) No.368 of 2016
08.09.2017

NB
JM/RSK/SAR 3/13.09.2017/2P/4C