



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.09.2017

CORAM:

WEB COPY

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

W.P.(MD)No.92 of 2016

1.M.Palanisamy
2.C.Muthusamy

... Petitioners

Vs.

1.The District Collector,
Karur District,
Karur.

2.The Revenue Divisional Officer,
Karur District,
Karur.

3.The Tahsildar,
Aravakurichi Taluk,
Karur District.

4.The President,
Chinadharapuram Village Panchayat,
Aravakurichi Taluk,
Karur District.

5.P.Amaiyyappan
6.S.Soundararajan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 2 to 4 herein to immediately take necessary action to restore the water channel running through the land in survey No.236/2, T.Venkatapuram Village, Chinnadharapuram Post, Aravakurichi Taluk, Karur District to its original state on the basis of the proceedings issued by the first respondent in Na.Ka.No.5001/2013 dated 24.09.2013 by removing the sand bags filled by the respondents 5 and 6 within the time stipulated by this Court.



For Petitioners

: Mr.M.Bindran

For Respondents 1 to 3

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

For 4th Respondent

: Mr.K.P.Krishnadass

For Respondents 5 & 6

: Mr.R.Devaraj

O R D E R

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

The writ petitioners seek removal of the encroachment made in the water channel running through the land in Survey No.236/2, in Venkatapuram Village, Chinnadharapuram Post, Aravakurichi Taluk, Karur District.

2.The writ petitioners had given a representation dated 13.07.2015 in this regard. They have placed reliance on the proceedings dated 24.09.2013 issued by the first respondent in this regard.

3.This Court directs the third respondent to take action in the matter. If any encroachment is noticed, the same shall be removed by the third respondent, after issuing notice to the concerned parties and by following the statutory procedure. The entire exercise shall be completed within a period of three months from the date of receipt of a copy of this order.

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

Sd/-

Assistant Registrar(ADII)

/True Copy/

Sub-Assistant Registrar

To

1.The District Collector, Karur District, Karur.

2.The Revenue Divisional Officer, Karur District, Karur.

3.The Tahsildar, Aravakurichi Taluk, Karur District.

+One cc to The Special Government Pleader, SR.No.77997

+One cc to Mr.R.Devaraj, Advocate, SR.No.77724

rmi

RL/6C/2P/SV/MMS/SAR2/26/9/2017

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ORDER MADE IN
W.P. (MD) No.92 of 2016

07.09.2017