

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 05.07.2017

CORAM:

WEB COPY

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

**W.P. [MD].No.17004 of 2013
and
M.P. [MD].No.1 of 2013**

R.Kathan

: Petitioner

Vs.

1. The Secretary to Government,
Panchayatraj & Rural Development
Department,
Government of Tamil Nadu
Fort St.George, Chennai 600 009.
2. The Director of Rural Development,
Office of the Director of Rural Development,
Panagal Building, Saidapet,
Chennai 600 015.
3. The District Collector,
Dindigul District.
4. The Tahsildar,
Natham Taluk,
Dindigul.
5. The Assistant Director,
Office of Assistant Director for
Rural Development,
Dindigul.
6. The Commissioner,
Natham Panchayat Union,
Dindigul.
7. The President,
Sethur Village Panchayat,
Natham Taluk,
Dindigul District.

: Respondents



PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents herein to remove the road being laid by encroaching the Adaikkan Asari Kulam, Sethur Village, Natham Taluk, Dindigul District, causing damage to the irrigation tank and irrigation channel leading to the petitioner's ayacut lands S.Nos.464/1B, 566/1B1, 566/3B1, 566/3B4, 625/3B, 625/3C & 625/3F, Sethur Villalge, Natham Taluk, Dindigul District before the ensuing monsoon.

For Petitioner : Mr.M.Murugaa Mannar.
For Respondents : Mr.T.S.Mohamed Mohideen,
Additional Government Pleader.

O R D E R

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

The action taken by the Panchayat President to lay a road through the Adaikkan Asari Kulam, Sethur Village, Natham Taluk, Dindigul District made the petitioner to file this Writ Petition.

2. It is the grievance of the petitioner that in order to help the private individuals, the respondents laid the road through Adaikkan Asari Kulam. Though the petitioner submitted a representation dated 01 October, 2013, there was no response from the concerned respondents. The petitioner, therefore, filed this Writ Petition.

3. The petitioner is given liberty to submit a comprehensive representation to the District Collector, Dindigul District, to redress his grievances. In case any such representation is given, the same shall be considered and disposed of on merits and as per law with notice to all concerned. Such exercise shall be completed, within a period of four months from the date of receipt of representation.

4. The Writ Petition is disposed of with the above direction. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar



To

1. The Secretary to Government,
Panchayatraj & Rural Development Department,
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Dindigul.
7. The President,
Sethur Village Panchayat,
Natham Taluk,
Dindigul District.

+1cc to M/S. B.JAMEEL ARASU, Advocate, SR.No.63629.

+1cc to Special Government Pleader, SR.No.63710.

Order made in
W.P.[MD].No.17004 of 2013
05.07.2017

SML

SDS/SKN:RSK/SAR 3/13.07.2017/3P/9C