



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.10.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.(MD).No.23438 of 2014

Duraipandian

...Petitioner

Vs.

1.The District Collector
Tiruchirappalli District
Tiruchirappalli

2.The Revenue Divisional Officer
Srirengam
Tiruchirappalli District

3.The Tahsildar
Srirengam Taluk
Srirengam
Tiruchirappalli District

...Respondents

PRAYER: This Criminal Original Petition has been filed under Section 482 of Criminal Procedure Code, to direct the respondents to take appropriate action for removal of public nuisance and encroachments as per Section 133 of Cr.P.C., on the basis of the petitioner's representation, dated 19.09.2014.

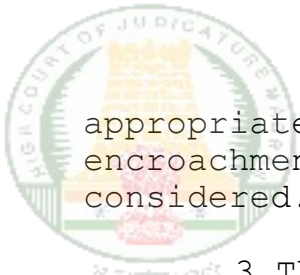
For Petitioner : Mr.S.Deenadhayalan

For Respondents : Mr.A.P.G.Ohm Chairma Prabhu
Government Advocate (Crl.Side)

O R D E R

This petition has been filed to direct the respondents to take appropriate action for removal of public nuisance and encroachments as per Section 133 of Cr.P.C., on the basis of the petitioner's representation, dated 19.09.2014.

2.The learned counsel appearing for the petitioner would submit that the irrigation channel flowing through the Villages Nachikurichi, Somarasampettai, Veeranginallur, Perungudi and Malliyampathu has been occupied by many encroachers. Therefore, the petitioner submitted his representation to remove the encroachments to the second respondent on 11.08.2011. On receipt of the same, the second respondent has directed the third respondent to take



appropriate action for removal of public nuisance and the encroachments. Even then, the said representation was not considered.

3. The learned Government Advocate (Crl.Side) would submit that the representation is pending with the third respondent.

4. Considering the facts and circumstances of the case, the third respondent is directed to take appropriate action on merits in accordance with law, based on the representation dated 19.09.2014 and pass appropriate orders to remove the public nuisance and encroachments, if any, in the irrigation channel flowing through the Villages Nachikurichi, Somarasampettai, Veeranginallur, Perungudi and Malliyampathu, within a period of four weeks from the date of receipt of a copy of this order.

5. With this observation, this criminal original petition is disposed of.

Sd/-

Assistant Registrar (AD-I)

/True Copy/

Sub Assistant Registrar (CS-III)

To

1. The District Collector
Tiruchirappalli District
Tiruchirappalli

2. The Revenue Divisional Officer
Srirengam
Tiruchirappalli District

3. The Tahsildar
Srirengam Taluk
Srirengam
Tiruchirappalli District

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P. (MD) .No.23438 of 2014
03.10.2018

MSA

RAM-KK/RP/SAR 3/10.12.2018/2P/5C