



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: **25.04.2018**

CORAM:

THE HONOURABLE MR.JUSTICE **C.T.SELVAM**

AND

THE HONOURABLE MR.JUSTICE **A.M.BASHEER AHAMED**

W.P. [MD] .No.9345 of 2018

and

W.M.P. (MD) .Nos.8638 and 8639 of 2018

Namachivayam

: Petitioner

Vs.

1. The District Collector,
Virudhunagar District, Virudhunagar.
2. The Revenue Divisional Officer,
Aruppukkottai, Virudhunagar District.
3. The Tahsildar,
Aruppukkottai Taluk, Virudhunagar District.
4. The Block Development Officer,
Aruppukkottai, Virudhunagar District.
5. The Executive Officer,
Aathipatti Village Panchayat,
Kattakanjampatti, Aruppukkottai Taluk,
Virudhunagar District.

6. N.Ravi

: Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari calling for the records pertaining to the impugned order passed by the first respondent herein vide his proceedings in Na.Ka.Vu.E4/1235/2017, dated 15.09.2017 and quash the same.

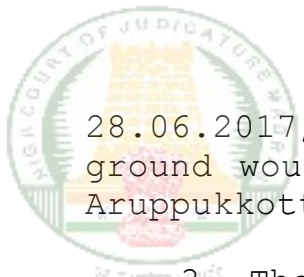
For petitioner : Mr.A.Jayaramachandran
For respondents 1to5 : Mr.M.Rajarajan
Government Advocate

O R D E R

[Order of the Court was made by **C.T.SELVAM, J.**]

The present Writ Petition, by way of Public Interest Litigation, has been filed, challenging the order dated 15.09.2017 passed by the first respondent herein

2. It is seen that pursuant to the order passed by a learned Single Judge of this Court in W.P.(MD).No.110 of 2017, dated



28.06.2017, the first respondent has found that the cremation ground would be shifted to Survey No.203, Vakaikulam Kanmaikarai, Aruppukkottai Taluk, Virudhunagar District.

3. The submission of the learned counsel appearing on behalf of the petitioner is that even before the order of the learned Single Judge of this Court dated 28.06.2017 made in W.P.(MD). No.110 of 2017, Athipatti Grama Saba had taken a decision that the place identified for cremation purpose is a water body and it need not be utilized.

4. We find no merit in the submission made by the learned counsel appearing for the petitioner that the place presently chosen is a water body, inasmuch as the order of this Court dated 28.06.2017 made in W.P.(MD).No.110 of 2017, specifically mentions that the intended site is the bund portion of water body. Finding no merit, the Writ Petition is dismissed. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Virudhunagar District, Virudhunagar.
2. The Revenue Divisional Officer,
Aruppukkottai, Virudhunagar District.
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5. The Executive Officer,
Aathipatti Village Panchayat,
Kattakanjampatti, Aruppukkottai Taluk,
Virudhunagar District.

+1cc to Mr.R.Gandhi, Advocate Sr.No.63989

+1cc to Mr.A.Jayaramachandran, Advocate Sr.No.63720

NB

VB/RSK/SAR3/04/05/2018/2P/8C