



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.07.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

WEB COPY

W.P.(MD) No.16344 of 2018

Jemila

... Petitioner

vs.

1. The District Collector
Thoothukudi District.
2. The Chairman
Tamil Nadu Generation and Power Distribution Co.Ltd
(TANGEDCO)
Kanthimandapam Road, Anna University Campus
Kotturpuram, Chennai- 85.
3. The Superintending Engineer
Tamil Nadu Generation and Power Distribution Co.Ltd
(TANGEDCO)
131-132, Ettayapuram Road
Thoothukudi
Thoothukudi District
4. The Superintending Engineer
Tamil Nadu Generation and Power Distribution Co.Ltd
(Wind Energy) (TANGEDCO)
Maharaja Nagar
Palayamkottai, Tirunelveli District.
5. The Assistant Engineer (Distribution)
Tamil Nadu Generation and Power Distribution Co.Ltd
(TANGEDCO)
110, Nethaji Road
Ottapidaram
Thoothukudi District.
6. The Special Officer
Ottapidaram Panchayat Union Office
Ottapidaram
Thoothukudi District

..... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus forbearing the respondents 1 to 6 herein from in any way permitting the Suzlon Company to continue further construction work in connection with the erection of Wind mill in my survey lands in Plot No.14, Sainagar II compromised in S.No.23/11B and 23/11C situated at



Ottapidaram Village, Thoothukudi District on the basis of the petitioner representation dated 03.07.2018.

For Petitioner : Mr.S.Mandhiralingeswaran

For Respondents

No.1 : Mr.J.Gunaseelan Muthiah
Additional Government Pleader

No.2 to 5 : A.U.Ramanathan

O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the first respondent. Mr.A.U.Ramanathan, learned counsel takes notice for respondents 2 to 5.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. The prayer in the writ petition is to forbear M/s.Suzlon Engineering Company from erecting wind mill in the said property.

4. Since the petitioner has not impleaded M/s.Suzlon Engineering Company as a party respondent, the writ petition may not be maintainable.

5. Hence the writ petition is dismissed with liberty to the petitioner to file a fresh writ petition by impleading the proper and necessary parties. No costs.

Sd/-

Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar(CS-III)

To

The District Collector
Thoothukudi District.

+1cc to Mr.S.Mandhiralingeswaran, Advocate Sr.No.75123
+1cc to Spl.Government Pleader Sr.No.75539

AAV

VB/MMS/SAR3/20.08.2018/2P/4C