



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 14.06.2019

CORAM

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.DURAIWAMY

W.P.No.4800 of 2018

R.Maruthachalam

.. Petitioner

Vs

- 1 The Commissioner
Coimbatore City Municipal Corporation
Big Bazaar Street
Coimbatore - 641 001.
- 2 The District Collector
Collectorate Campus
Coimbatore - 641 018.
- 3 The Assistant Commissioner
Coimbatore Corporation North Region
Dr.Balasundaram Salai
Coimbatore - 641 018.
- 4 The Town Planning Officer
City Municipal Corporation
Big Bazaar Street
Coimbatore- 641 001.
- 5 The Assistant Town Planning Officer
Coimbatore Corporation North Region
Dr.Balasundaram Road,
Coimbatore - 641 018.
- 6 The Assistant Executive Engineer
TANGEDCO, Ganesh Nagar
Ganapathy
Coimbatore - 641 006.
- 7 The Assistant Executive Engineer (Planning)
Coimbatore Corporation North Region
Dr.Balasundaram Salai



Papanaickenpalayam
Coimbatore - 641 037.

8

R.Rathinasamy

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of mandamus directing respondents 1 to 7 to take action against the 8th respondent for the unauthorized construction made on the western side in one half of the property in the land measuring 1.33 acres in S.F.No.350/1 bearing 49, Old No.16, New No.34, Vadakku Thottam, Ganapathy Village, Coimbatore Taluk and District on the basis of the writ petitioner's representation dated 30.12.2017.

For Petitioner : Mr.R.Jayaprakash

For Respondents : Mr.R.Sivakumar
for respondents 1, 3, 4, 5
and 7

Mr.S.N.Parthasarathi
Government Advocate
for 2nd respondent

Mr.S.K.Raameshuwar
for 6th respondent

Mr.R.Bharath Kumar
for 8th respondent

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

Heard Mr.R.Jayaprakash, learned counsel for the petitioner; Mr.R.Sivakumar, learned counsel for respondents 1, 3, 4, 5 and 7; Mr.S.N.Parthasarathi, learned Government Advocate for the second respondent; Mr.S.K.Raameshuwar, learned counsel for the sixth respondent and Mr.R.Bharath Kumar, learned counsel for the eighth respondent.

2. The case of the petitioner is that unauthorized construction has been put up by the eighth respondent on land in S.F.No.350/1 bearing 49, Old No.16, New No.34, Vadakku Thottam, Ganapathy Village, Coimbatore Taluk and District, hence he has prayed that action be taken against the eighth respondent.



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6 The Assistant Executive Engineer
TANGEDCO, Ganesh Nagar
Ganapathy
Coimbatore - 641 006.

7 The Assistant Executive Engineer (Planning)
Coimbatore Corporation North Region
Dr.Balasundaram Salai
Papanaickenpalayam
Coimbatore - 641 037.

+1 cc to Government Pleader Sr.No. 48813

+1cc to Mr.R.Sivakumar , Advocate SR.No. 49076

+1cc to Mr.R.Jayaprakash , Advocate SR.No. 49066

W.P.No.4800 of 2018

pvs co

A.SK(22/07/2019)