

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2019

CORAM

THE HON'BLE MRS.V.K.TAHILRAMANI, CHIEF JUSTICE  
AND  
THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.No.19856 of 2018

K.S.Pandurangan

.. Petitioner

Vs.

1. The District Collector  
Thiruvallur District.
2. The Revenue Divisional Officer  
Ambattur, Chennai.
3. The Thasildar  
Madhavaram Taluk  
Chennai.
4. The Commissioner  
Corporation of Chennai.
5. Umapathi

.. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of mandamus directing respondents 1 to 4 to remove the water body encroachment of 5<sup>th</sup> respondent in Survey No.464/2 at Madhavaram Town, Madhavaram Taluk, Thiruvallur District in accordance with law.

For Petitioner

: Mr.S.Ramajayam

For Respondents

: Mr.V.Jayaprakash Narayanan  
Government Pleader (i/c.)  
for respondents 1 to 3

Mr.V.C.Selvasekaran  
for 4<sup>th</sup> respondent

Not ready in notice  
regarding 5<sup>th</sup> respondent

ORDER

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

The petitioner is seeking directions to respondents 1 to 4 to remove the water body encroachment put up by the fifth respondent in Survey No.464/2 at Madhavaram Town, Madhavaram Taluk, Thiruvallur District.

2. The first respondent, viz., the District Collector, Thiruvallur District, has filed a counter affidavit in which it is stated that the land belongs to the Government and is taken up for utilization for Government purposes. It is further stated that at present the land is vacant without any encroachment, except leveling the pit (kuttai), and no other encroachment is seen.

3. The learned counsel for the petitioner also admits that there is no superstructure on the said land and at present the said land is vacant.

4. In view of the above, no further orders are necessary in this writ petition, except directing respondents 1 to 4 to preserve the land in question without any further encroachment. The writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

sasi

To:

1. The District Collector  
Thiruvallur District.
2. The Revenue Divisional Officer  
Ambattur, Chennai.
3. The Thasildar  
Madhavaram Taluk  
Chennai.

4.The Commissioner,  
Corporation of Chennai.

+1cc to Mr.S.Ramajayam, Advocate, S.R.No. 46211  
+1cc to the Government Pleader, S.R.No. 4813

W.P.No.19856 of 2018

RSI (CO)  
GN(11/02/2019)



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