

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.11.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice RMT. TEEKAA RAMAN

W.P.No. 32547 of 2019

C.Abilash

... Petitioner

-vs-

- 1.The Secretary to Government of Tamil Nadu
Highways and Minor Ports Department,
St.George Fort,
Chennai - 600 009.
- 2.The District Collector,
Thiruvallur District.
- 3.The Divisional Engineer,
Highways (Construction and Maintenance)
Department,
Thiruvallur District,
Thiruvallur.
- 4.The Assistant Engineer,
Highways (Construction and Maintenance)
Department,
Gummudipoondi,
Gummudipoondi Taluk - 601 201.

5.S.Ravi

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the fourth respondent to consider petitioner's representation dated 09.09.2019 to remove the encroachment made by the fifth respondent on the GNT Road of State Highways at No.75, Old Gummudipoondi Village, Gummudipoondi Taluk, Tiruvallur District.

For Petitioner	..	Mr.B.Velu
For Respondents	..	Mr.P.S.Sivashanmugha Sundaram, Spl. Govt. Pleader for R1 to R4

ORDER

[Order of the Court was made by M.M.SUNDRESH, J.]

Mr.P.S.Sivashanmugha Sundaram, learned Special Government Pleader takes notice for respondents 1 to 4. Notice to the fifth respondent is dispensed with.

2.The petitioner made a representation on 09.09.2019, pursuant to the notice issued by the fourth respondent, to take action for removal of illegal encroachment. As the same has not been done, the present writ petition has been filed.

3.The learned Special Government Pleader, on instructions, submitted that the field verification is over and the measurements have been taken. There exists some encroachment and the needful will be done within a period of four weeks from the date of receipt of a copy of this order.

4.While recording the above said submission of the learned Special Government Pleader, we call upon the fourth respondent to remove the encroachment within a period of four weeks from the date of receipt of a copy of this order, after due notice to the alleged encroachers including the fifth respondent.

5.With the above direction, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

mmi/ssm
To

1.The Secretary to Government of Tamil Nadu
Highways and Minor Ports Department,
St.George Fort,
Chennai - 600 009.

2.The District Collector,
Thiruvallur District.

3.The Divisional Engineer,
Highways (Construction and Maintenance)
Department,
Thiruvallur District,
Thiruvallur.

4.The Assistant Engineer,
Highways (Construction and Maintenance)
Department,
Gummudipoondi,
Gummudipoondi Taluk - 601 201.

+1cc to Mr.R.Velu, Advocate SR.96777
+1cc to the Government Pleader SR.97629

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RJI (CO)
CB(27/11/2019)



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