



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 29/10/2020

PRESENT

The Hon'ble Mr. Justice **G.K. ILANTHIRAIYAN**

W.P. (MD).No.12372 of 2016

and

WMP (MD) No.9392 of 2016

WEB COPY

R.Saratha Rajendran
President,
Aariyur Village Panchayat,
Aariyur Post,
Ka.Paramathi Panchayat Union,
Karur District.

...Petitioner

Vs.

1.The State of Tamil Nadu Rep by its
The Secretary to Government,
Home Department,
Secretariat, Chennai - 600 009.

2.The Director General of Police,
Mylapore, Chennai.

3.The Superintendent of Police,
Karur District, Karur.

4.The Inspector of Police,
Ka.Paramathi Police Station,
Aravakuruchi Taluk,
Karur District.

5.Muthukumar
The Inspector of Police,
Ka.Paramathi Police Station,
Aravakuruchi Taluk,
Karur District.

6.Dr.Nalla G.Palaniswami

... Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of India, to issue a Writ of Mandamus directing the respondents 1 to 4 to give adequate police protection to the petitioner village Panchayat to remove the illegal construction made by the 6th respondent in S.Nos.371, 389, 386/1, 386/2 in the name of Solar Power Project in Aariyur Village, Aravakuruchi Taluk, Karur District and to remove the Electric Poles illegally fixed by the 6th respondent in the Panchayat roads.



WEB COPY

For Petitioner : Mr.M.Saravanakumar
For R1 to R4 : Mr.K.R.Bharathi Kannan
Government Advocate (Crl.side)
For R5 : No Appearance
For R6 : Mr.K.Balasubramani

O R D E R

This Writ Petition is filed seeking a direction to direct the respondents 1 to 4 to give adequate police protection to the petitioner village Panchayat to remove the illegal construction made by the 6th respondent in S.Nos.371, 389, 386/1, 386/2 in the name of Solar Power Project in Aariyur Village, Aravakuruchi Taluk, Karur District and to remove the Electric Poles illegally fixed by the 6th respondent in the Panchayat roads.

2.The learned counsel appearing for the 6th respondent would submit that the tenure of the President itself is over. The 6th respondent obtained necessary permission to erect the electric pole and there is no question of any illegal construction by the 6th respondent herein.

3.Considering the above submission, after a lapse of four years the prayer sought for in this petition cannot be considered now. However, the petitioner is at liberty to lodge a fresh complaint, on fresh cause of action, if so advised.

4.With the above observations, this Writ Petition stands disposed of. No costs. Consequently connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (Crl side)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

vsd

To

1.The Secretary to Government,
State of Tamil Nadu
Home Department,
Secretariat, Chennai - 600 009.

2.The Director General of Police,
Mylapore, Chennai.



3.The Superintendent of Police,
Karur District, Karur.

4.The Inspector of Police,
Ka.Paramathi Police Station,
Aravakuruchi Taluk,
Karur District.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.M.SARAVANA KUMAR, Advocate (SR-20859[F] dated
02/11/2020)

W.P. (MD) .No.12372 of 2016
and
WMP (MD) No.9392 of 2016
29.10.2020

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