



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED : 04.02.2021

CORAM

**THE HONOURABLE MR.JUSTICE M.M.SUNDRESH**

**AND**

**THE HONOURABLE MRS.JUSTICE S.ANANTHI**

**W.P. (MD)No.1766 of 2021**

WEB COPY

O.Manickam

... Petitioner

Vs.

1.The District Collector,  
Office of the District Collector,  
Madurai District.

2.The Revenue Divisional Officer,  
Revenue Divisional Office,  
Usilampatti,  
Madurai District.

3.The Executive Engineer,  
Public Works Department, W.R.O.,  
Periyar Vaikai Water Distribution,  
Sub-division-2,  
Madurai - 625 002.

4.The Assistant Executive Engineer,  
Public Works Department WRO,  
Irrigation Section,  
Thirumangalam,  
Madurai District.

5.The Tahsildar,  
Usilampatti Taluk,  
Usilampatti,  
Madurai District.

6.Pandi

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus, directing the Respondents herein to take action against the illegal fishing lease taken by the 6<sup>th</sup> Respondent and also to ensure the proper supply of water from the Kuravakudi Kanmoi for their village agriculture by considering his representation dated 09.10.2020.

For Petitioner

: Mr.V.Nagendran

For Respondent Nos.1 to 5

: M/s.J.Padmavathidevi

Special Government Pleader



**ORDER**

**(Order of the Court was made by M.M.SUNDRESH, J.)**

The petitioner has come forward to file this Writ Petition seeking a direction to respondent Nos.1 to 5 to take action against the illegal fishing at the instance of respondent No.6.

2.Though notice has not been served on respondent No.6, learned Special Government Pleader appearing for respondent Nos.1 to 5, on instructions, submitted that respondent No.4 has already made an inspection and informed respondent No.5 to stop the aforesaid activities, as there was an attempt to auction the water body coming within his jurisdiction by third parties without authority of law.

3.In such view of the matter, a direction is issued to respondent No.5 to see to it that illegal fishing is stopped. Respondent No.5 shall also have the assistance of police for the aforesaid action. As we have not inferred as to who is responsible for it, we are not issuing notice to respondent No.6. Respondent No.4 shall also make sure that the water bodies are kept in tact, without hindrance to the channels and sluice, which are supplying water for agricultural purpose.

4.The Writ Petition is disposed of with the above directions. No costs.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

sj

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.



To

- 1.The District Collector,  
Office of the District Collector,  
Madurai District.
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Revenue Divisional Office,  
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Madurai District.
- 3.The Executive Engineer,  
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Public Works Department WRO,  
Irrigation Section,  
Thirumangalam,  
Madurai District.
- 5.The Tahsildar,  
Usilampatti Taluk,  
Usilampatti,  
Madurai District.

+2 CC to Mr.V,NAGENDRAN, Advocate ( SR-3425[F] dated 05/02/2021 )

+1 CC to SPL GP ( SR-3550[F] dated 05/02/2021 )

**W.P. (MD)No.1766 of 2021**  
**04.02.2021**

VB (15.02.2021) 3P 9C