



WEB COPY

W.P.(MD)No.5507 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.03.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

AND

THE HONOURABLE MRS. JUSTICE S.ANANTHI

W.P. (MD)No.5507 of 2021

(Through Video Conferencing)

R.Paulpandy

: Petitioner

Vs.

- 1.The District Collector
Thoothukudi District,
Thoothukudi.
- 2.The Superintendent of Police,
Thoothukudi District,
Thoothukudi.
- 3.The Revenue Divisional Officer,
Revenue Divisional Office,
Thoothukudi.
- 4.The Tahsildar
Ootapidaram Taluk
Thoothukudi District.
- 5.The President
Paraikuttam Panchayat,
Ottapidaram Taluk
Thoothukudi District.
- 6.Suzlan Energy Ltd.,
Authorised by its
Branch Manager,
New Bus Stand
NGO Colony
Tirunelveli

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Mandamus to direct the respondents 1 to 5 herein to remove the encroachment made by the 6th respondent in S.Nos.104/2, 107/1, 108/1 144 and 261 in Paraikuttam Village, Ootapidaram Taluk, Thoothukudi District and restore the water channel (Odai) as earlier and take appropriate action against the 6th respondent by way of considering the petitioner's representation dated 18.02.2021.



For Petitioner : Mr.V.M.Jegadheeshapandian
For Respondents : Mrs.J.Padmavathi Devi for R1 to R4
Special Government Pleader

Mr.A.Karthick for R5
Mr.M.Ajmal Khan for M/s.Ajmal Associates
for R6 (Senior Counsel)

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ORDER

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

Though the petitioner has filed this Public Interest Litigation seeking action against the unauthorised putting up a wind mill, by the respondent No.6, contrary to law and by encroaching the public land, taking into consideration of the pendency of the aforesaid representation made on 18.02.2021, we call upon the respondent No.1 to look into the same and pass appropriate orders, after issuing notice to both sides, within eight weeks from the date of receipt of a copy of this order.

2. The writ petition stands disposed of accordingly. No costs.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2021

Sub Assistant Registrar (CS)

RR

Note:(i) 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
Thoothukudi District, Thoothukudi.
- 2.The Superintendent of Police,
Thoothukudi District, Thoothukudi.



3.The Revenue Divisional Officer,
Revenue Divisional Office,
Thoothukudi.

4.The Tahsildar
Ootapidaram Taluk
Thoothukudi District.

+1 CC to M/s.SPL GP (SR-12957[F] dated 23/03/2021)

+1 CC to M/s.AJMAL ASSOCIATES, Advocate (SR-13101[F] dated
23/03/2021)

Order made in
W.P. (MD)No.5507 of 2021
Dated: 22.03.2021

CG (27.04.2021) 3P 7C