



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.07.2021

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

and

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P.[MD]No.11384 of 2021

and

W.M.P.[MD]No.8904 of 2021

N.S.Ramaraj

... Petitioner

Vs.

1.The District Collector,
Virudhunagar District.

2.The Commissioner,
Hindu Religious and Charitable Endowments Department,
No.119, Uthamar Gandhi Salai,
Thousand lights west,Nungampakkam,
Chennai - 600 034.

3.The Tahsildar,
Rajapalayam, Taluk, Rajapalayam,
Virudhunagar District.

4.The Commissioner,
Rajapalayam Municipality,Rajapalayam,
Virudhunagar District.

5.Arulmigu Mayuranatha Swami Temple,
Rep. by its Executive Officer,
Pethavanallur,
Rajapalayam Town,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, forbearing the fourth respondent from establishing pumping station for Underground Sewer Project under AMRUT Scheme in South Ratha Veethi runs in old S.No.352, Survey Ward-B, Block 16, T.S.No.1, Pethavanallur, Rajapalayam Town, Virudhunagar District by considering the representation of the petitioner dated 02.07.2021.

For Petitioner : Mr.R.Gowrishankar

For Respondents 1 to 3 : Mr.R.Baskaran

Standing Counsel for Government

For Respondent No.4 : Mr.N.Dilip Kumar

For Respondent No.5 : Mr.P.Mahendran



O R D E R

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

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With the consent on either side, this Writ Petition itself is taken up for final disposal.

2.We have heard Mr.R.Gowrishankar, learned Counsel appearing for the petitioner, Mr.R.Baskaran, learned Standing Counsel for Government appearing for the respondents 1 to 3, Mr.N.Dilip Kumar, learned Counsel appearing for the fourth respondent and Mr.P.Mahendran, learned Counsel appearing for the fifth respondent.

3.The petitioner seeks for a Writ of Mandamus, to forbear the fourth respondent from establishing pumping station for Underground Sewer Project under AMRUT Scheme in South Ratha Veethi runs in old S.No.352, Survey Ward-B, Block 16, T.S.No.1, Pethavanallur, Rajapalayam Town, Virudhunagar District by considering his representation dated 02.07.2021.

4.We permit the petitioner to pursue his representation before the authorities and we are not inclined to issue any direction in this writ petition. This Court cannot decide as to what is the alignment of an underground drainage. It is for the authorities to take a decision in the matter.

5.Accordingly, the Writ Petition stands dismissed. However, there shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AD II)

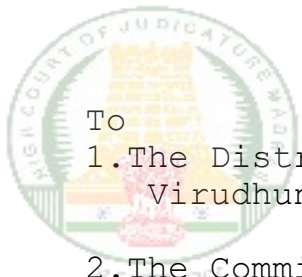
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/ /2021

Sub Assistant Registrar(CS)

MR

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,
Virudhunagar District.

2.The Commissioner,
Hindu Religious and Charitable Endowments Department,
No.119, Uthamar Gandhi Salai,
Thousand lights west,
Nungampakkam,
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3.The Tahsildar,
Rajapalayam, Taluk,
Rajapalayam,
Virudhunagar District.

4.The Commissioner,
Rajapalayam Municipality,
Rajapalayam,
Virudhunagar District.

+1 CC to M/s.N.DILIP KUMAR, Advocate (SR-21767[F] dated
08/07/2021)

+1 CC to M/s.P.MAHENDRAN, Advocate (SR-21869[F] dated 09/07/2021)

+1 CC to M/s.R.GOWRI SHANKAR, Advocate (SR-22052[F] dated
12/07/2021)

ORDER MADE IN
W.P. [MD]No.11384 of 2021

08.07.2021

MGJ(15.07.2021) 3P 8C