



WEB COPY

W.P.(MD) No.12972 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.07.2021

CORAM:

THE HON'BLE MR.SANJIB BANERJEE, THE CHIEF JUSTICE

and

THE HON'BLE MRS.JUSTICE S.ANANTHI

W.P. (MD) No.12972 of 2021

and

W.M.P. (MD) Nos.10042 & 10045 of 2021

S.Rajendran

... Petitioner

-vs-

1.The Secretary

Public Works Department
Secretariat, St.George Fort
Chennai

2.The Chief Engineer

(Water Resources of Organization)
and Chief Engineer General
Public Works Department
Chepauk, Chennai-600 005

3.The Chief Engineer

Public Works Department
Madurai Region, Madurai

4.The Collectorate

Collector Office Building
Dindigul District

5.The Engineer

Public Works Department
Dindigul

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the records of the third respondent's impugned order in 19.03.2021 vide letter No.Thopi/SivaA/Ko.2242/2021 and quash the same and directing the respondents to decrease the height of check dam constructed in the Narasingapuram Raja Channel from 8 feet to 4 feet and by lowering the barrier level at Narasingapuram, namely, Adimadi Village, Dindigul District and restore the natural course of water reaching Kaveri river through Alagapuri Kudaganaru Reservoir and make water resources available for the agricultural lands, situated at Vedasandur Village, Aravangkurichi Taluk, Karur, Dindigul District, within stipulated period.



For Petitioner : Mr.Gokulakrishnan.U.

For Respondents : Mr.R.Baskaran
Government Counsel

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O R D E R

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Mr.R.Baskaran, learned Government Counsel, takes notice on behalf of the respondents.

2. The grievance of the petitioner is that despite his representation that the height of a check dam on the Narasingapuram Raja Channel should be lowered from eight feet to four feet at Adimadi Village, Dindigul District, no action has been taken.

3. Mr.R.Baskaran points out that the third respondent would be the appropriate authority to take a decision on the matter.

4. Accordingly, the petitioner is permitted to carry a fresh representation to the third respondent within two weeks of the receipt of a copy of this order, detailing the petitioner's grievances and justifying the reasons for seeking the lowering of the height of the barrier. The third respondent will consider such representation in accordance with law upon giving an opportunity of hearing to both the petitioner and others likely to be affected by any order that may be passed on the representation. Such representation should be disposed of by a speaking order within eight weeks of the receipt thereof.

5. W.P.(MD) No.12972 of 2021 is disposed of without any order as to costs. W.M.P.(MD) Nos.10042 & 10045 of 2021 are closed.

Sd/-

Assistant Registrar (CS-I)

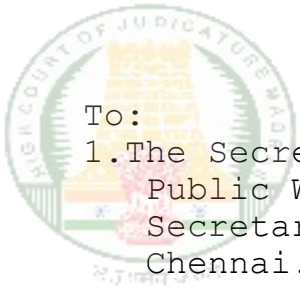
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/ /2021

Sub Assistant Registrar(CS)

krk / pkp

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.



W.P.(MD) No.12972 of 2021

To:

- 1.The Secretary,
Public Works Department,
Secretariat, St.George Fort,
Chennai.
- 2.The Chief Engineer,
(Water Resources of Organization),
and Chief Engineer General,
Public Works Department,
Chepauk, Chennai-600 005.
- 3.The Chief Engineer,
Public Works Department,
Madurai Region, Madurai.
- 4.The Collectorate,
Collector Office Building,
Dindigul District.
- 5.The Engineer,
Public Works Department,
Dindigul.

+1 CC to M/s.SPL GP (SR-24739[F] dated 30/07/2021)

W.P. (MD) No.12972 of 2021

and

W.M.P. (MD) Nos.10042 & 10045 of 2021

29.07.2021

RD(5.08.2021) 3P 7C