



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.10.2021

CORAM :

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

AND

THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P. (MD) No.15642 of 2021

and

W.M.P (MD) No.12599 of 2021

Nagarajan

... Petitioner

Vs

- 1.The District Collector,
Trichy District,
Trichy.
- 2.The Project Officer/Director,
District Rural Development Agency,
District Collector Campus,
Trichy.
- 3.The Tahsildar,
Manapparai Taluk Office,
Manapparai,
Trichy District.
- 4.The Block Development Officer,
Vaiyampatti Union Office,
Vaiyampatti,
Trichy District.
- 5.The President,
Palayakottai Village Panchayat,
Palayakottai,
Manapparai Taluk,
Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India seeking for issuance of a Writ of Mandamus, forbearing the respondents from laying thar road on the water channel in SF.No.110 situated at Palayakottai Village, Purathakudi Post, Manapparai Taluk, Trichy District on the basis of the petitioner's representation dated 02.07.2021.



For Petitioner : Mr.K.Arunraj
For RR 1 to 3 : Mr.B.Saravanan
Government Advocate
For RR 4 & 5 : Mr.P.Thilak Kumar
Government Pleader

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ORDER

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

The scope of the petition is limited. The petitioner wants the respondent authorities to construct the proposed road only in survey no.109/2 and not allow the road to spill over into land bearing survey no.110 since there is a waterbody thereat.

2.Mr.P.Thilak Kumar, learned government pleader, submits on instructions that there is no proposal to construct any road in any part of survey no.110 for the moment.

3.Accordingly, W.P(MD)No.15642 of 2021 is disposed of by recording the submission made by learned government pleader to the effect that no road will be constructed in survey no.110.

There will be no order as to costs. W.M.P(MD)No.12599 of 2021 is closed.

Sd/-

Assistant Registrar (P & A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

ps/vsm

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,
Trichy District,
Trichy.



2.The Project Officer/Director,
District Rural Development Agency,
District Collector Campus,
Trichy.

3.The Tahsildar,
Manapparai Taluk Office,
Manapparai,
Trichy District.

4.The Block Development Officer,
Vaiyampatti Union Office,
Vaiyampatti,
Trichy District.

5.The President,
Palayakottai Village Panchayat,
Palayakottai,
Manapparai Taluk,
Trichy District.

+1 CC to M/s.SPL.GP (SR-32831[F] dated 27/10/2021)

W.P. (MD) No.15642 of 2021
25.10.2021

NSN (CO)
RS/PM (10.11.2021) 3P 7C