



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.03.2021

CORAM

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

AND

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P. (MD)No.19365 of 2018

Aadhi Kesava Perumal Seva Arakattalai,
Rep. by its Secretary,
N.Thangappan,
S/o. Nadan,
Sanalkarai, Kangkarai,
Thiruvattar,
Thiruvattar Post,
Kanyakumari District - 629 177.

... Petitioner

Vs.

- 1.The District Collector,
Kanyakumari District,
Nagercoil.
- 2.The Divisional Engineer,
Highways,
Construction and Maintenance,
Nagercoil,
Kanyakumari District.
- 3.The Assistant Divisional Engineer,
Highways,
Construction and Maintenance,
Thuckalay,
Kanyakumari District.
- 4.The Assistant Engineer,
Highways,
Construction and Maintenance,
Thuckalay,
Kanyakumari District.
- 5.The Thasildar,
Kalkulam at Thuckalay,
Kanyakumari District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus, directing the respondents to remove the encroachment in S.No.854, situated at Thiruvattar Village, Kalkulam Taluk, Kanyakumari District as per old plan.



For Petitioner : Mr.T.Selvakumaran
For Respondents : Mr.K.P.Krishnadoss
Special Government Pleader
* * * * *

WEB COPY

ORDER

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

Though the petitioner has sought for a larger relief, the learned counsel for the petitioner submitted that the pending representation of the petitioner, dated 06.06.2018, may be directed to be considered by respondent No.2.

2.This Court heard the learned Special Government Pleader appearing for the respondents on the said submissions.

3.Considering the facts and circumstances of the case, we direct respondent No.2 to consider the representation of the petitioner dated 06.06.2018, after affording an opportunity of hearing to the petitioner and others concerned, and pass appropriate orders on merits and in accordance with law within a period of eight weeks from the date of receipt of a copy of this order.

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

Sd/-

Assistant Registrar(RTI)

// 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,
Kanyakumari District,
Nagercoil.



2.The Divisional Engineer,
Highways,
Construction and Maintenance,
Nagercoil,
Kanyakumari District.

3.The Assistant Divisional Engineer,
Highways,
Construction and Maintenance,
Thuckalay,
Kanyakumari District.

4.The Assistant Engineer,
Highways,
Construction and Maintenance,
Thuckalay,
Kanyakumari District.

5.The Thasildar,
Kalkulam at Thuckalay,
Kanyakumari District.

+1 CC to M/s.T.SELVAKUMARAN, Advocate SR-13707[F] dated 25/03/2021

W.P. (MD) No.19365 of 2018
25.03.2021

SSS(CO)
TR(17.04.2021) 3P 7C