

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MRS.JUSTICE N.MALA

W.P.No.16797 of 2022

S.Dilli Rajan

Vs

.. Petitioner

1. The Secretary to the Government,
Municipal Administration and Rural
Development Department,
Government of Tamil Nadu,
Fort St. George, Chennai - 600 009.
2. The Member Secretary (CMDA),
Chennai Metropolitan Development Authority,
Thalamuthu Natarajan House,
1, Gandhi Irwin Road,
Ansari Estage, Egmore,
Chennai-600 008.
3. The District Collector,
Thiruvallur District, Tamil Nadu.
4. The Commissioner of Police,
Avadi Police Commissionerate,
Avadi, Chennai-600 054.
5. The District Revenue Officer (DRO),
Thiruvallur District,
District Collectorate,
Thiruvallur, Tamil Nadu.
6. The Revenue Divisional Officer (RDO),
Thiruvallur District,
District Collectorate,
Thiruvallur, Tamil Nadu.
7. The District Registrar (South Chennai),
Integrated Building for Registration and Taxes Dept.,
Fanepet, Nandanam,
Chennai-600 035.

8. The Block Development Officer (BDO),
No.5, BDO Complex, near Taluk office,
Poonamallee Trunk Road, Poonamallee,
Chennai-600 056.
 9. The Thasildar,
Poonamallee Taluk,
Trunk Road, Poonamallee,
Chennai-600 056.
 10. Sub Registrar
SRO- Poonamallee,
Chennai-600 056.
 11. The Revenue Inspector (RI),
Vayalanallur Village,
Balvadi Street (via Pattabiram),
Vayalanallur Village and Post,
Chennai-600 072.
 12. The Village Administrative Officer (VAO),
Vayalanallur Village,
Balvadi Street (via Pattabiram),
Vayalanallur Village and Post,
Chennai-600 072.
 13. D.Durai Murugan,
Village President - Vayalanallur Village Panchayat,
19, Vayalanallur Panchayat Office,
Balvadi Street, Vayalanallur Village and Post,
Chennai-600 072.
 14. The Inspector of Police,
B7-Police Station, Vellavedu,
Thiruvallur District,
Avadi Police Commissionerate.
- .. Respondents

Prayer :

Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the respondents 1 to 12 to take action to dispose the petitioner representation dated 18.04.2022 to take appropriate action accordance with law.

For the Petitioner : Mr.N.V.Yuvaraj

For the Respondents : Mr.J.Ravindran
Addl. Advocate General
assisted by
Mr.A.Selvendran
Spl. Government Pleader
for respondent Nos.1, 3 to 7,
9 to 12 and 14

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

This writ petition has been filed to seek a direction for consideration of the representation made by the petitioner to remove the encroachment made by Lakshmi Promoters.

2. The said Lakshmi Promoters has not been impleaded as party respondent in the writ petition. Though an effective order, if any, is to be passed, it would be against the said Lakshmi Promoters. Thus, the writ petition suffers from non-joinder of necessary party and the petitioner was knowing about the alleged encroachment by Lakshmi Promoters, as stated in the representation itself.

3. Invariably, it is seen that writ petitions are filed without impleadment of those against whom an effective relief has been sought. In view of the above, the writ petitions are to be dismissed on account of non-joinder of necessary party and the present petition is also of the same nature.

4. Accordingly, the writ petition is dismissed. There will be no order as to costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To:

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13. The Inspector of Police,
B7-Police Station, Vellavedu,
Thiruvallur District,
Avadi Police Commissionerate.

+1cc to Mr.N.V.Yuvaraj, Advocate, S.R.No.42374
+1cc to the Government Pleader, S.R.No.42889

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PL(CO)
CT/13/07/2022