



W.P.(MD) No.2081 of 2021

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.10.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

W.P.(MD) No.2081 of 2021

S.Lord Durai

... Petitioner

-vs-

- 1.The District Collector
Thoothukudi
Thoothukudi District
- 2.Thoothukudi Municipal Corporation
Thoothukudi
Rep.by its Commissioner and Special Officer
- 3.The Tahsildar
Thoothukudi Taluk
Thoothukudi District
- 4.R.Perumal
- 5.P.Jeyaram
- 6.M.Madasamy
- 7.M.Perumal



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8.S.Murugan

9.Nagaraj

10.Karuppasamy

11.Krishnammal

12.Manju

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents to take necessary action and remove the encroachments made by the private respondents and others in the municipal 40 feet road in Survey No.494A/5B, Plot No.52, Ward C, Thoothukudi Corporation limits, within a time frame to be fixed by this Court.

For Petitioner : Mr.N.Dilip Kumar

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 & R3
Mr.N.Anandakumar for R2
No appearance for R4 to R12

ORDER

[Order of the Court was made by R.MAHADEVAN, J.]

The prayer in this writ petition is for issuance of a writ of mandamus directing the official respondents to take necessary action and remove the encroachments made by the private respondents and others in the



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WEB COPY municipal 40 feet road in Survey No.494A/5B, Plot No.52, Ward C of Thoothukudi Corporation, within a time frame.

2. On perusal of record, it is seen that the petitioner has not served notice to the contesting respondents before filing of this writ petition. However, we do not propose to issue any positive direction at this juncture due to efflux of time. Therefore, the writ petition is disposed of by giving liberty to the petitioner to approach the concerned Authority, if his grievance still exists. No costs.

[R.M.D., J.] [J.S.N.P., J.]

26.10.2022

Index : Yes / No

Internet : Yes / No

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To:

1.The District Collector,
Thoothukudi,
Thoothukudi District.

2.The Tahsildar,
Thoothukudi Taluk,
Thoothukudi District.



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