



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **20.06.2022**

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

AND

THE HONOURABLE Mrs. JUSTICE R.HEMALATHA

W.P. (MD)No.12445 of 2022

D.Radhakrishnan

: Petitioner

Vs.

1.The Director,

Office of the Director,

Town and Country Planning Department

Chennai

2.The District Collector

District Collectorate,

Dindigul District

3.The Assistant Director,

Office of the Assistant Director,

The Town and Country Planning Department

Dindigul District

4.The Executive Officer,

Neikarapatti Village

Palani Taluk

Dindigul District

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the respondents No.1 to 4 to remove the illegal Asbestos Bakery construction and septic tank in the public road by the encroachers and consequently directing the respondents No.1 to 4 restraining the encroachers from put up any construction.

For Petitioner : Mr.M.M.Iqbal

For Respondents : Mr.A.K.Manikkam for R1 to R3

Special Government Pleader

Mr.D.Sadiq Raja for R4

ORDER

(Order of the Court was made by P.N.PRAKASH, J.)

It is the case of the petitioner that a bakery has been built in the public road and thereby free access in the road is being hindered. Hence, the Public Interest Litigation has been filed for removal of the same. The fact remains that the alleged encroacher has not been made as a party in this writ petition. In such view of



the matter, this writ petition is closed with liberty to the petitioner to file a fresh application making the encroacher as a party. No costs.

Sd/-

Assistant Registrar(CS-I)

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/06/2022

Sub Assistant Registrar(CS)

RR

To

- 1.The Director,
Office of the Director,
Town and Country Planning Department
Chennai
- 2.The District Collector
District Collectorate,
Dindigul District
- 3.The Assistant Director,
Office of the Assistant Director,
The Town and Country Planning Department
Dindigul District
- 4.The Executive Officer,
Neikarapatti Village
Palani Taluk
Dindigul District

+1 CC to M/s.SPL.GP (SR-27140[F] dated 21/06/2022)

Order made in
W.P. (MD) No.12445 of 2022
20.06.2022

vr(CO)

TR(28.06.2022) 2P 6C