



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.06.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.11009 of 2022

and

W.M.P(MD)No.7929 of 2022

'Vazhivazhikulam Tank
Water Users Association'
represented by its President
G.Sivasubramanian,
S/o. Ganapathy Thevar,
Door No.30/6, 1st Ward,
Malaikoil Road,
Sivagiri Town & Taluk,
Tenkasi District.

... Petitioner

Vs

- 1.The District Collector,
Tenkasi,
Tenkasi District.
- 2.The Executive Engineer,
Public Works Department (WRO),
Upper Vaipar Basin Sub Division,
Rajapalayam,
Virudhunagar District.
- 3.The Assistant Executove Engineer,
Public Works Department (WRO),
Upper Vaipar Basin Sub Division,
Rajapalayam,
Virudhunagar District.
- 4.The Forest Range Officer,
Sivagiri Forest Range,
Sivagiri,
Tenkasi District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the respondents to repair the blockage at Sinnaravu River and Seelankidai River situated within the jurisdiction of the fourth respondent and thereafter, conduct auction for the Vazhivazhikulam Tank for fishery activities after confirming the free flow of river water to Vazhivazhikulam Tank situated at Sivagiri Taluk, Tenkasi District.



For Petitioner : Mr.R.J.Karthick
For Respondents : Mr.P.Thilak Kumar
Government Pleader

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ORDER

Heard the learned counsel on either side.

2. The petitioner seeks quite a few reliefs in this writ petition. I make it clear that the direction now issued in this writ petition is confined only to removing the blockage at Sinnaravu River and Seelankidai River. Since the petition mentioned blockage affects the inflow of water into the petition mentioned tank, the rights of the ayakthars are obviously affected. The second respondent is in charge of maintaining the river in question. Therefore, the second respondent is directed to take steps for removing the petition mentioned blockage. The writ petition is partly allowed. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(CO)

// True Copy //

/07/2022

Sub Assistant Registrar(CS)

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To

- 1.The District Collector,
Tenkasi,
Tenkasi District.
- 2.The Executive Engineer,
Public Works Department (WRO),
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Rajapalayam,
Virudhunagar District.
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Rajapalayam,
Virudhunagar District.



4.The Forest Range Officer,
Sivagiri Forest Range,
Sivagiri,
Tenkasi District.

+1 CC to M/s.SPL.GP (SR-26842[F] dated 20/06/2022)

W.P. (MD) No.11009 of 2022
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AC (CO)
KB (04.07.2022) 3P 6C