



W.P.(MD) No.17583 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.11.2022

CORAM:

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

W.P.(MD) No.17583 of 2022

P.Balakrishnan

... Petitioner

-vs-

- 1.The District Collector
Madurai District
Madurai
- 2.The Revenue Divisional Officer
Usilampatti
Madurai District
- 3.The Tahsildar
Usilampatti Taluk
Madurai District
- 4.The Divisional Engineer
National Highways
Madurai
- 5.The Assistant Divisional Engineer
National Highways
Madurai



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6.The Assistant Engineer
National Highways
Usilampatti
Madurai District

7.The Inspector of Police
Usilampatti Taluk Police Station
Madurai District

8.Muthulakshmi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 7 to remove the encroachment made on the extension area of National Highway No.NH85, adjacent to the petitioner's landed property in Survey No.206/6A, situated at Poochipatti Village, Usilampatti Taluk, Madurai District, by considering the petitioner's representation dated 28.04.2022, within a time frame.

For Petitioner : Mr.J.Lawrence

For Respondents : Mr.G.V.Vairam Santhosh
Additional Government Pleader for R1 to R7



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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 respondents 1 to 7 to remove the encroachment made in the extension area of National Highway No.NH85, adjacent to the petitioner's landed property in Survey No.206/6A of Poochipatti Village, Usilampatti Taluk, Madurai District, based on his representation dated 28.04.2022, within a time frame.

2. When the matter was taken up for hearing, the learned Additional Government Pleader appearing for the respondents 1 to 7, on instructions, submitted that steps are being taken to remove the encroachments as projected by the petitioner and it would be removed in accordance with law.

3. Recording the above submission of the learned Additional Government Pleader, the authority concerned is directed to remove the encroachments, as projected by the petitioner, in the subject land, after giving due notice and sufficient opportunity to all the parties concerned and by



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following due process of law, within a period of eight (8) weeks from the date of receipt of a copy of this order.

4. With the above direction, this writ petition is disposed of. No costs.

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

08.11.2022

Index : Yes / No

Internet : Yes / No

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To:

- 1.The District Collector,
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Madurai.
- 2.The Revenue Divisional Officer,
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Madurai District.
- 3.The Tahsildar,
Usilampatti Taluk,
Madurai District.
- 4.The Divisional Engineer,
National Highways, Madurai.
- 5.The Assistant Divisional Engineer,
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- 6.The Assistant Engineer,
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and
J.SATHYA NARAYANA PRASAD, J.

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