



W.P.No.3293 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.03.2023

CORAM

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

Writ Petition No.3293 of 2023

S.Baskar

..

Petitioner

Vs.

1. The District Collector
District Collectorate
Tiruvallur District
Tiruvallur.
2. The Revenue Divisional Officer
Office of Revenue Divisional Officer
Ponneri Taluk
Tiruvallur District 601 204.
3. The Tahsildar
Gummudipoondi Taluk
Tiruvallur District 601 201.
4. M/s. Kamachi Industries Limited
Rep. by its Authorised Signatory
Pathapalayam Village, S.R.Kandigai Post
Gummudipoondi Taluk
Tiruvallur District.

..

Respondents



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Prayer: Writ Petition under Article 226 of the Constitution of India praying for a writ of Mandamus directing the third respondent to comply the order passed by the first respondent vide Rc.No.31972/2012/B2 dated 29.10.2021, in strict letter and spirit, based on the written representation of the petitioner dated 25.05.2022 within a time to be stipulated by this Hon'ble Court.

For the Petitioner : Mr.V.Ramanareddy

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for Respondents 1 to 3

ORDER

(Made by the Hon'ble Acting Chief Justice)

This writ petition has been filed seeking a direction to the third respondent to comply with the order passed by the first respondent vide Rc.No.31972/2012/B2 dated 29.10.2021, based on the representation of the petitioner dated 25.05.2022.

2. Learned counsel for the petitioner contended that though the first respondent, by his proceedings dated 29.10.2021, directed the third respondent to remove the encroachments in waterbody made by the fourth respondent, the same is yet to be removed, though a

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survey has been conducted and that the representation of the petitioner dated 25.05.2022 to that effect is yet to be considered.

3. Learned State Government Pleader sought six weeks' time to consider the representation of the petitioner dated 25.05.2022 and to take action in accordance with law.

4. In view of the above submission, this writ petition is disposed of, directing the third respondent to conduct survey of the lands in question, though it was done earlier, in the presence of the petitioner and the persons concerned, after issuing notice and if any encroachment is found, the same shall be removed within a period of six weeks from the date of receipt of a copy of this order. There will be no order as to costs.

(T.R., ACJ.) (D.B.C., J.)
13.03.2023

Index : Yes/No
Neutral Citation : Yes/No

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T.RAJA, ACJ,
and
D.BHARATHA CHAKRAVARTHY,J

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