



WEB COPY



W.P. No.4758 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.12.2023

CORAM:

THE HON'BLE MR. JUSTICE S. VAIDYANATHAN
and
THE HON'BLE MR. JUSTICE K. RAJASEKAR

W.P. No.4758 of 2020

V.G.P. Golden Sea View Residents Welfare Association
represented by its Secretary in-charge
B.R. Subramanian, S/o Ramasamy
residing at No.68 B, III Cross Street
V.G.P. Layout Part – I
Palavakkam
Chennai 600 041

Petitioner

v

- 1 The Commissioner
Greater Chennai Corporation
Ripon Building
Poonamallee High Road
Chennai 600 003
- 2 The Assistant Commissioner, Zone 14
Greater Chennai Corporation
No.6/64, Puzhuthivakkam Main Road
Chennai 600 091
- 3 The Assistant Executive Engineer
Zone 14, Unit 141
Corporation of Chennai
School Road
Perungudi
Chennai 600 096
- 4 The Commissioner of Police
Office of the Commissioner of Police
Vepery, Chennai 600 007



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5 The Deputy Commissioner of Police
Traffic South
St. Thomas Mount
Chennai 600 016

6 The Inspector of Police
Neelankarai Police Station
Neelankarai
Chennai 600 116

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents to consider the petitioner's representation dated 06.01.2020 in accordance with law and restore Anna Salai, VGP Main Road and VGP I Cross Street, Palavakkam, Chennai, to their original width and make it free from encroachment.

For petitioner	Mr. Adinarayana Rao
For RR 1 to 3	Mr. A.C. Mani Bharathi Standing Counsel
For RR 4 to 6	Mr. A. Selvendran Special Government Pleader

ORDER

(made by S. VAIDYANATHAN, J.)

This is a matter concerning removal of encroachment in Anna Salai, VGP Main Road and VGP I Cross Street.



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2 Today, when the matter was taken up for hearing, the learned Standing Counsel for the Chennai Corporation submitted that the encroachments, seeking removal of which, this writ petition has been filed, have already been removed.

3 The respondents 5 and 6 have also filed a counter affidavit dated 15.09.2020 reiterating and confirming the submission made by the learned Standing Counsel for the Chennai Corporation.

4 However, according to the learned counsel for the petitioner, the encroachments have not been removed in their entirety.

5 Recording the submissions made by the respondents, we dispose of this writ petition hoping and trusting that the authorities concerned will ensure that the width of the roads, as per the layout, is maintained. We also make it clear that in case, the submission of the learned Standing Counsel for the Chennai Corporation and the averments of the respondents 5 and 6 in their counter affidavit happen to be incorrect, it is open to the petitioner to initiate appropriate action, including initiation of contempt proceedings against the authorities concerned. Costs made easy.

(S.V.N., J.) (K.R.S., J.)
19.12.2023

cad

<https://www.mhc.tn.gov.in/judis>



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S. VAIDYANATHAN, J.
and
K. RAJASEKAR, J.

cad

To

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