



WP No.6676 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.03.2023

CORAM

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

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The Periyar Nagar Educational and Charitable Society
(Vide Regn. No.260/1986)

Rep. by its President C.Thankamony ... Petitioner

Vs

1.The Greater Chennai Corporation
Rep. by its Commissioner
Ripon Buildings, Chennai-600 003.

2.The Regional Deputy Commissioner
Greater Chennai Corporation
Shenoy Nagar, Chennai-600 030.

3.The Zonal Officer
Zone-VI, Greater Chennai Corporation
Chennai-600 012.

4.Mathiazagan

5.Kannika Parameswari ... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus directing respondents 1 to 3 to remove the illegal encroachment of the shed in the Public Road of 15th, 3rd Cross Street, Periyar



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Nagar, Chennai-82 based on the petitioner's representations dated 16.03.2022 and 25.04.2022.

For the Petitioner : Mr.M.Balasubramanian

For the Respondents : Mr.A.Arun Babu,
Standing Counsel (Chennai Corporation)
for respondents 1 to 3

ORDER

(Made by the Hon'ble Acting Chief Justice)

Seeking a direction upon the official respondents to remove the encroachment made by respondents 4 and 5, the petitioner has filed this writ petition.

2. It is the case of the petitioner that the petitioner society has constructed a new school building in Periyar Nagar, Chennai and put up a compound wall with gate located in 15th, 3rd Cross Street Junction. Just opposite the school gate, on the public road, respondents 4 and 5 have put up a shed, under the guise of a temple, and thereby cause obstruction to the free ingress and egress to the school. In this regard, the petitioner society has given representations on 16.03.2022 and 25.04.2022; however, no action has been taken by the respondents. Hence, the present writ petition has been filed.



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3. Mr.P.Muthukumar, learned State Government Pleader submits that the representations of the petitioner would be considered and action would be taken by the first respondent in four weeks' time.

4. Recording the said submission of the learned State Government Pleader, the writ petition is disposed of directing the first respondent to conduct a survey, and if any encroachment is found, issue notice to the encroachers and remove the same. The entire exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order. There will be no order as to costs. WMP No.6738 of 2023 is closed.

(T.R., ACJ.) (D.B.C., J.)
07.03.2023

Index : Yes/No
Neutral Citation : Yes/No
tar

To

1.The Commissioner
Greater Chennai Corporation
Ripon Buildings, Chennai-600 003.

2.The Regional Deputy Commissioner
Greater Chennai Corporation
Shenoy Nagar, Chennai-600 030.



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3.The Zonal Officer
Zone-VI, Greater Chennai Corporation
Chennai-600 012.



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