



WP No.7407 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.10.2023

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA , CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

WP No.7407 of 2023
and WMP No.7489 of 2023

P.Umapathy

.. Petitioner

-VS-

1. The Principal Secretary to Government,
Transport Department, Fort St. George,
Chennai 600 009.

2. The District Collector,
Chengalput District, Chengalput.

3. The Member Secretary,
Chennai Metropolitan Development
Authority (CMDA), Chepauk,
Chennai 600 005.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus forbearing the respondents from initiating construction of new bus stand of Chengalpattu in S.Nos.54, 56, 67, 68, 69, 70, 71 at Venpakkam Village.

For the Petitioner : Ms.D.Bharathy



WP No.7407 of 2023

WEB COPY

For the Respondents : Mr.P.Kumaresan
Addl. Advocate General
Assisted by Mrs.R.Anitha,
Special Government Pleader,
for RR 1 and 2
: Mr.Sesubalan Raja
for M/s.Siva and Sesu Associates for R-3

* * * * *

ORDER

(Made by the Hon'ble Chief Justice)

We have heard M/s.D.Bharathy, learned counsel for the petitioner, Mr.P.Kumaresan, learned Additional Government Pleader, assisted by Mrs.R.Anitha, learned Special Government Pleader, for respondent Nos.1 and 2 and Mr.Sesubalan Raja, learned counsel for respondent No.3.

2. The learned Additional Government Pleader submits that S.No.70 is classified as Kulam Poramboke and conditions are imposed to maintain the water body free from encroachment and to maintain it as a Kulam Poramboke in the revenue record. It is further submitted that the bus stand would not be constructed on the subject writ land. The Government Order bearing G.O. (Ms.) No.347, Revenue and



WP No.7407 of 2023

WEB COPY

Disaster Management Department, issued in that regard is also placed on record.

3. The aforesaid statement takes care of the apprehension of the petitioner.

The writ petition as such is disposed of. There will be no order as to costs. Consequently, W.M.P.No.7489 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

05.10.2023

Index : Yes/No
Neutral Citation : Yes/No
sra

To

1. The Principal Secretary to Government,
Transport Department, Fort St. George,
Chennai 600 009.
2. The District Collector,
Chengalput District, Chengalput.
3. The Member Secretary,
Chennai Metropolitan Development
Authority (CMDA), Chepauk,
Chennai 600 005.

Page 3 of 4



WEB COPY



WP No.7407 of 2023

THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

(sra)

WP No.7407 of 2023

05.10.2023