



W.P.No.19524 of 2023

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 04.07.2023**

**CORAM**

**THE HONOURABLE MR. JUSTICE S.SOUNTHAR**

**W.P No.19524 of 2023**

**and**

**WMP.Nos.18781 & 18782 of 2023**

K.Thiruppathi

...Petitioner

Vs.

- 1.State of Tamil Nadu  
Rep.by its Principal Secretary  
Rural Development and  
Panchayat Raj Department/Secretariat  
Chennai 600 009.
- 2.The Commissioner  
Rural Development and  
Panchayat Raj Department  
Panahal Maligai  
Chennai 600 015.
- 3.The Collector/Chairman  
District Rural Development Agency  
Kallakurichi District  
Kallakurichi 606 202.
- 4.The Project Director  
District Rural Development Agency  
Kallakurichi District  
Kallakurichi 606 202.



W.P.No.19524 of 2023

5.The Block Development Officer (V.pts)

Sankarapuram Union Office  
Kallakurichi District  
Kallakurichi 606 202.

6.Union Engineer

Sankarapuram Union Office  
Sankarapuram Taluk  
Kallakurichi District.

7.The President

Thiyagarajapuram Village Panchyat  
Sankarapuram  
Kallakurichi District  
PIN 606 401.

8.The Block Development Officer (V.pts.)

Union Office  
Sankarapuram  
Kallakurichi District  
PIN 606 401.

9.Union Engineer

Union Office  
Sankarapuram  
Kallakurichi District  
PIN 606 401.

...Respondents

**Prayer:** Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling the records pertaining to the order of the third respondent made in Na.Ka.No.A9/1432/2022 dated 26.10.2022 in so far as the Village of Thiyagarajapuram is concerned and



W.P.No.19524 of 2023

quash the same consequent to direct the third respondent to allot funds accordingly and rejuvenate two ponds available in the Village of Thiagarajapuram bearing Survey Nos.64/3 & 64/7.

For Petitioner : Mr.R.Malaichamy

For Respondents : Mrs.S.Anitha for R1 to R3  
Special Government Pleader

: Mr.T.Seenivasan for R4 to R9  
Special Government Pleader

### **ORDER**

The petitioner herein has come up with this writ petition challenging the order passed by the third respondent dated 26.10.2022, wherein no funds have been allotted for rejuvenation of water bodies in Thiagarajapuram Village and for consequential directions to the third respondent to allot funds for rejuvenation of two ponds available in S.Nos.64/3 and 64/7 situated in Thiagarajapuram Village, based on the representation of the petitioner.



W.P.No.19524 of 2023

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2. Mrs.S.Anitha, learned Special Government Pleader takes notice for the respondents 1 to 3 and Mr.T.Seenivasan, learned Special Government Pleader takes notice for the respondents 4 to 6.

3. Though the writ petitioner filed the Writ Petition challenging the order passed by the third respondent dated 26.10.2022, when the writ petition was taken up for hearing, the learned counsel for the petitioner submitted that it would suffice if directions are issued to the third respondent to consider his representation dated 15.04.2023 on merits. The petitioner herein in his representation dated 15.04.2023 to the respondents 1 & 2 brought to the notice of the concerned respondents the existence of two ponds in the Thiagarajapuram Village. He also requested the respondents 1 & 2 to allot sufficient funds for rejuvenation of water bodies in their Village. A copy of the representation was marked to the third respondent namely, District Collector/Chairman, District Rural Development Agency.

4. The learned Special Government Pleader appearing for the respondents 1 to 3 submits that the third respondent is the Competent



W.P.No.19524 of 2023

Authority to allot funds and therefore, the representation can be considered only the third respondent.

5. In view of the limited prayer made by the writ petitioner, the third respondent is directed to consider the representation of the petitioner dated 15.04.2023 on merits and pass final orders within a period of 8 weeks from today in accordance with law.

6. With the above direction, this Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

04.07.2023

Index : Yes/No  
Internet : Yes/No  
Speaking Order/Non-Speaking Order  
Neutral Citation Case : Yes/No  
dna



W.P.No.19524 of 2023

**To**

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Panchayat Raj Department  
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- 4.The Project Director  
District Rural Development Agency  
Kallakurichi District  
Kallakurichi 606 202.
- 5.The Block Development Officer (V.pts)  
Sankarapuram Union Office  
Kallakurichi District  
Kallakurichi 606 202.
- 6.Union Engineer  
Sankarapuram Union Office  
Sankarapuram Taluk  
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- 7.The President  
Thiyagarajapuram Village Panchyat  
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W.P.No.19524 of 2023

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**S.SOUNTHAR, J.**

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