



WEB COPY



WP No.24034 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.08.2023

CORAM

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

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKEVALU

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1.C.R.Balakumar
2.N.Janakiraman
3.E.R.Sundarsanam
4.S.Krishnaswamy
5.Kalavathy Gopalan
6.Dr.Sripriya Giri
7.K.Venkatesh
8.E.Senthilkumar
9.V.Deivasikamani
10.G.Balakrishnan
11.Poongodi Balakrishnan
12.Tushar Kanti Chowdhury

: Petitioners

versus

1.The District Collector,
Kancheepuram

2.The Commissioner
Pallavaram Municipality
3rd Main Road, Chrompet,
Chennai-600 044.

3.The Deputy Commissioner of Police
St. Thomas Mount, Chennai.



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4.The Asst. Commissioner of Police
Velachery Main Road, Selaiyur,
Chennai-600 073.

5.The Inspector of Police
S12 Chitlapakkam Police Station
2nd Main Road, Chitlapakkam
Chrompet, Chennai-600 064.

6.The Director General (i/c)
Highways Department
HRS Campus, 76 Sardar Patel Road
Guindy, Chennai-600 025.

7.Additional Chief Secretary to Government
Highways & Minor Ports Department,
Fort St. George Secretariat, Chennai-600 009.

8.The Member Secretary
CMDA, Thalamuthu Natarajan Building,
1, Gandhi Irwin Road, Egmore, Chennai-600 008.

9.Vijayaga Marriage Hall
No.11 Rajendra Prasad Road, Nehru Nagar
Chrompet Chennai-600 044.

10.Rajan Stores
No.13 Rajendra Prasad Road Nehru Nagar
Chrompet Chennai-600 044.

11.Mahalakshmi Petrol Bunk
No.5(2A), Rajendra Prasad Road, Nehru Nagar
Chrompet Chennai-600 044.

12.Priya Cements
No.3, Rajendra Prasad Road, Nehru Nagar
Chrompet, Chennai-600 044.



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13.Sri Vinayaka Automobiles
Akshaya Flats D.No.79/22
Rajendra Prasad Road, Nehru Nagar
Chrompet Chennai-600 044.

: Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing respondents 1 to 8 to take steps immediately to remove the street hawkers and also the illegal occupation of the footpath by the shop owners and demolish the illegal constructions made by the respondents 9 to 13 so as to make the footpath usable only by the pedestrians throughout the stretch of Rajendra Prasad Road, Nehru Nagar, Chrompet, Chennai-600 044.

For the petitioner : Mr.M.Arun Kumar,
for Mr.R.Pawan Kumar Dhanuka

For respondents 1, 3 to 7 : Mr.P.Muthukumar,
State Government Pleader,
Assisted by Mr.K.Karthik Jegannathan
Government Advocate

For respondent No.2 : Mr.P.Srinivas

For respondent No.8 : Ms.Veena Suresh

For respondent No.10 : Mr.V.S.Ravichandran

For respondent No.11 : Mr.R.Narayanan

For respondent No.12 : Mr.G.Veerapathiran

Not ready in notice with regard to respondents 9 and 13



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ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.M.Arun Kumar, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader, for respondents 1, 3 to 7, Mr.P.Srinivas, learned counsel for respondent No.2, Ms.P.Veena Suresh, learned counsel for respondent No.8, Mr.V.S.Ravichandran, learned counsel for respondent No.10, Mr.R.Narayanan, learned counsel for respondent No.11 and Mr.G.Veerapathiran, learned counsel for respondent No.12.

2. The petitioner submits that there is encroachment and deviation, and the footpath is encroached by shop owners/respondents 9 to 13. Respondent No.9 has constructed marriage hall and has encroached upon the footpath. So also respondents 10, 11 and 13 have carried out encroachments on the footpath.

3. Learned counsel for respondent No.12 submits that respondent No.12 has vacated the premises.



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- 6.The Director General (i/c)
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- 7.Additional Chief Secretary to Government
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P.D.AUDIKESSAVALU, J.

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