



W.P.No.21473 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.07.2023

CORAM :

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

AND

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

W.P.No.21473 of 2023

B.Nandakumar

.. Petitioner

Vs

1. The District Collector
Tirupattur District,
Tirupattur.

2.The Commissioner,
Vaniyambadi Municipality,
Vaniyambadi, Tirupattur District.

3.The Revenue Divisional Officer,
Tirupattur Revenue Division,
Collectorate Tirupattur,
Thirupattur.

4.Nagalakshmi

5.Senbagavalli

6.Samraj

7.Govindasamy

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India



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seeking issuance of a writ of mandamus to direct the official respondents to remove the 4 to 7 respondents unauthorized construction.

For the Petitioner : Mr.B.Manoharan
For the Respondents : Mr.P.Muthukumar
State Government Pleader
assisted by
Mrs.R.Anitha
Spl. Government Pleader
for respondents 1 to 3

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

We have heard Mr.B.Manoharan, learned counsel for the petitioner, and Mr.P.Muthukumar, learned State Government Pleader, assisted by Mrs.R.Anitha, learned Special Government Pleader, for respondents 1 to 3.

2. Learned counsel for the petitioner submits that the present writ petition is not filed in public interest. He had made a complaint that notice was issued against the unauthorised construction by respondents 4 to 7. The fourth respondent challenged the same. The writ petition was dismissed. However, the respondent



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authorities have not taken action to remove the unauthorised construction.

3. The present petition is not filed in public interest. The rights of the petitioner are not affected. It is for the authorities to take action in accordance with law. In case the petitioner's right of easement is affected, the petitioner has a remedy before the civil court for declaration and consequential relief.

4. As the petitioner is not an aggrieved person, the writ petition is dismissed. There will be no order as to costs.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No
Neutral Citation : Yes/No
sasi



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To:

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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKE SAVALU, J.

(sasi)

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