



W.P.No.23374 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.08.2023

CORAM

THE HONOURABLE MR. JUSTICE S.SOUNTHAR

W.P No.23374 of 2023

P.Sekar

...Petitioner

Vs.

- 1.The District Collector
Collectorate
Tiruppur
Tiruppur District.
- 2.The Assistant Director (Town and Country Planning)
District Town and Country Planning Office
Tiruppur 641 601
Tiruppur District.
- 3.The Block Development Officer
Palladam Panchayat Union Office
Palladam
Tiruppur District.
- 4.The President
Karaipudhur (grade 1) Village Panchayat
Thanneerpanthal Post 641 605
Palladam Taluk
Tiruppur District.
- 5.N.Chidhambaram
- 6.M.Palanichamy
- 7.A.Balasubramanian



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8.C.Vellaichamy
9.P.Loganathan
10.C.K.Selvaraj

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the first respondent herein to take appropriate action and pass suitable orders on the representation made to him by the petitioner dated 30.05.2023.

For Petitioner : Mr.D.Selvaraju

For Respondents : Mr.C.Selvaraj for R1 & R2
Additional Government Pleader

Mr.A.Edwin Prabakar for R3 & R4
Additional Government Pleader

ORDER

This Writ Petition is filed seeking a direction to the first respondent to take appropriate action on the representation of the petitioner dated 30.05.2023.

2. According to the petitioner, he is an agriculturalist having agricultural lands measuring 4.28 acres comprised in SF.Nos.485/1A1, 458/1,



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458/2 of Karaipudhur Village, Tiruppur District. The respondents 5 to 10, who are the owners of the adjacent lands developed a layout. The respondents 5 to 10 constructed drainage channels in their layout directing towards the agricultural lands of the petitioner as if the water and sewage would get discharged into the agricultural lands of the petitioner. If the storm water and sewage channel constructed in the developed layout is allowed to flow in the land of the petitioner, he would not be in a position to continue the agricultural operations. Therefore, the petitioner submitted a representation to the first respondent on 30.05.2023 requesting him to take appropriate action to prevent the respondents 5 to 10 from discharging the water into agricultural lands of the petitioner. The said representation has not been considered so far.

3. Mr.C.Selvaraj, learned Additional Government Pleader, who takes notice for the respondents 1 & 2, on instructions, submitted that representation of the petitioner would be considered in accordance with law.

4. In view of the limited grievance expressed by the petitioner, without expressing any opinion on the merits of the claim made by the petitioner, this Court is inclined to issue a direction to the first respondent to



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consider the representation of the petitioner dated 30.05.2023 and pass final orders on merits and in accordance with law, after issuing notice to the respondents 5 to 10 within a period of 8 weeks from the date of receipt of copy of this order.

5. With the above direction, this Writ Petition is disposed of. No costs.

10.08.2023

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



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S.SOUNTHAR, J.

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