



W.P.No.26395 of 2019

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.26395 of 2019

K.Sekar

.. Petitioner

Vs.

1. Government of Tamil Nadu
Rep. by its Principal Secretary
Rural Development and Panchayat Raj Department
Fort St. George, Chennai 600 009.
2. The Director
Rural Development and Panchayat Raj
Panagal Maligai
4th & 5th Floor, Abdul Razzak Street
West Saidapet, Chennai 600 015.
3. The District Collector
Villupuram District
Villupuram 605 102.
4. Mahendran
5. Johnson Babu
6. Stehen Jayachandran
7. Mohammed Yasin
8. P.Dhandapani

.. Respondents



W.P.No.26395 of 2019

WEB COPY

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondents 2 and 3 to take appropriate action against the respondents 4 to 7 for the misappropriation of funds which are allotted under various schemes and projects for the Sevittukulam Pond in Kandamangalam Village, Villupuram Taluk and District under the Mahatma Gandhi National Rural Employment Guarantee Act, 2005 (MGNREGA) based on the representations dated 19.03.2018, 20.06.2018 and 26.11.2018.

For the Petitioner : Mr.Ravichandran Sundaresan

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for Respondents 1 to 3

Mr.N.Ponraj
for Respondent-4

Not ready in Notice
for Respondents 5 & 7

No appearance
for Respondents 6 & 8

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.Ravichandran Sundaresan, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government



W.P.No.26395 of 2019

WEB COPY

Pleader for the respondents 1 to 3 and Mr.N.Ponraj, learned counsel for the fourth respondent.

2. Learned counsel for the petitioner submits that appropriate action be directed to be taken against the respondents 4 to 7 for the misappropriation of funds allotted under various Schemes and projects for the Sevittukulam pond in Kandamangalam Village.

3. According to learned counsel, the eighth respondent/encroacher had planted trees and the same are shown as being done under the MGNREGA Scheme. The funds are misappropriated.

4. The petitioner had earlier filed writ petition bearing No.7429 of 2019. In the said writ petition also, the relief sought was to take action against the concerned authorities in respect of misappropriation of funds allotted under various schemes and the projects for the said Sevittukulam pond under the MGNREGA Scheme.

5. A Division Bench of this Court had observed that it is open to



W.P.No.26395 of 2019

the petitioner to approach the appropriate forum in respect of action to be taken against the alleged misappropriation of funds. For the same relief, second writ petition is not maintainable.

5. In light of that, the writ petition is disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

22.11.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

1. The Principal Secretary
Rural Development and Panchayat Raj Department
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2. The Director
Rural Development and Panchayat Raj
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W.P.No.26395 of 2019

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

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W.P.No.26395 of 2019

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