



W.P.No.28248 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.10.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.28248 of 2023

D.Kasthuri Dasarathan

.. Petitioner

Vs.

1. The Commissioner
Maraimalai Nagar Municipality
Chengalpattu District
Pin – 603 209.

2. The Tahsildhar
Tahsildhar Office Complex
VOC Nagar, Ammanambakkam
Chengalpattu District
Pin – 603 001.

3. R.Baskar

4. R.Jeejendran

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the first respondent to consider and pass necessary and needful orders on the representation made by the petitioner to the first respondent dated 19.06.2023 and in accordance with law.



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For the Petitioner : Mr.S.Anburaja
For the Respondents : Mr.P.Srinivas
for R1

Mr.P.Muthukumar
State Government Pleader
assisted by Mrs.R.Anitha
Special Government Pleader
for R2

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.S.Anburaja, learned counsel for the petitioner,
Mr.P.Srinivas, learned counsel for the first respondent and
Mr.P.Muthukumar, learned State Government Pleader assisted by
Mrs.R.Anitha, learned Special Government Pleader for the second
respondent.

2. The present petition is filed in the nature of a public interest litigation, alleging that respondents 3 and 4 have encroached upon the public road and the road is being blocked.

3. There is no document placed on record to substantiate the contention that a public road exist in the subject land. The



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development plan, the layout nor the revenue records are placed on record to substantiate the case.

4. Learned State Government Pleader submits that the petitioner is referring to a Panchayat road and the allegation of the petitioner is that the respondents 3 and 4 have laid down a Panchayat road.

5. We do not find any public interest in the petition. The concerned Panchayat would be affected if an encroachment is made on the public land/road. It is for the Panchayat concerned to consider the said aspect on its own merits.

6. With these observations, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., C.J.)

(D.B.C., J.)

03.10.2023

Index : Yes/No
Neutral Citation : Yes/No



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

(drm)

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