



W.P.No.30254 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.10.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.30254 of 2023

N.Suresh

.. Petitioner

Vs.

1. The Chairman
Chennai Metropolitan Development Authority
No.1, Gandhi Irwin Road
Egmore, Chennai – 600 008.
2. The Commissioner
Greater Chennai Corporation
Rippon Building
EVR Salai, Chennai – 600 003.
3. The Commissioner
Zone XV – Sholinganallur
No.120, Rajiv Gandhi Salai
(Old Mahabalipuram Road)
Sholinganallur, Chennai – 600 119.
4. The Revenue Divisional Officer
RDO Office, South Chennai Zone
Guindy, Chennai – 600 032.



W.P.No.30254 of 2023

WEB COPY

5. The Tahsildar
Sholinganallur Village
1st Street, 3, Rajiv Gandhi Salai
Kumaran Nagar, Sholinganallur
Chennai – 600 119.

6. G.Ramakrishnan
7. G.Muthukrishnan
8. G.Balakrishnan
9. R.Devi

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 5 to remove the entire illegal and unauthorized construction put by the respondents 6 to 9 in Old S.No.58/1, New S.No.98/13 in Ellaianman Kovil Street, Neelangarai Village, Sholinganallur Taluk, Chennai – 600 115 and further direct the respondents 1 to 5 to retrieve the public street in S.No.98/12, Neelangarai Village, Sholinganallur Taluk, Chennai District by removing the encroachments made by the respondents 6 to 9 by considering the petitioner's representation dated 07.09.2023.

For the Petitioner : Mr.S.A.Sayed Shuhaibb

For the Respondents : Mr.R.Thamarai Selvan
Standing Counsel
for R1

Mr.D.B.R.Prabhu
for R2

Mrs.R.Anitha
Special Government Pleader
for R4 & R5



W.P.No.30254 of 2023

WEB COPY

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.S.A.Sayed Shuhaibb, learned counsel for the petitioner,
Mr.R.Thamarai Selvan, learned Standing Counsel for respondent 1,
Mr.D.B.R.Prabhu, learned counsel for respondent 2 and Mrs.R.Anitha,
learned Special Government Pleader for respondents 4 and 5.

2. The petitioner alleges encroachment by the private respondents. In fact, the petitioner has given a representation on 07.09.2023 and within one month, the petitioner has filed the present petition seeking a direction against the official respondents to consider the representation.

3. We cannot encourage such petitions. If steps are not taken within a reasonable period, then the aggrieved party can agitate.

4. In the light of that, at present, we are not inclined to pass any order in the writ petition. If a decision is not taken on the



W.P.No.30254 of 2023

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representation of the petitioner within a reasonable period, then the petitioner may move a fresh petition.

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

(S.V.G., CJ.)

(D.B.C., J.)

20.10.2023

Index : Yes/No
Neutral Citation : Yes/No

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W.P.No.30254 of 2023

WEB COPY

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W.P.No.30254 of 2023

THE HON'BLE CHIEF JUSTICE
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W.P.No.30254 of 2023

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