



W.P.No.17276 of 2017

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.10.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.17276 of 2017

K.Stalin @ Vinoth

.. Petitioner

Vs.

1. The District Collector – Kanchipuram District
Collectorate Compound
Vandavasi Road
Kanchipuram Head Office
Kanchipuram 631 501.
2. The Commissioner
Chennai Metropolitan Development Authority
No.9, Gandhi Irwin Rd, Egmore
Chennai, Tamil Nadu 600 008.
3. The Block Development Officer
St. Thomas Mount Panchayat Union
No.1, Near Chrompet Bridge
Chitlapakkam 1st Main Road
Chitlapakkam, Chennai 600 064.
4. The Tahsildar
Sholinganallur Taluk, Sholinganallur
Chennai, Tamil Nadu 600 119.



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5. The President
Perumbakkam Panchayat
No.2/810, Mambakkam Main Road
Medavakkam, Chennai 600 100.

6. K.S.Ravikumar

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the authorities to take immediate steps to remove the un-approved multistoried building and other encroachments made in the reserved Park site and 20 Feet Public Road in the Chennai Metropolitan Development Authority Approved Layout namely Rukmani nagar situated in Old Survey No.429/2C.

For the Petitioner : Mr.A.Prakash

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for Respondents 1 & 4

Ms.P.Veena Suresh
for Respondent-2

Mr.K.Venkateswaran
for Respondent-6

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.A.Prakash, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader for the respondents 1 and 4, Ms.P.Veena Suresh, learned counsel for the



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second respondent and Mr.K.Venkateswaran, learned counsel for the sixth respondent.

2. The facts are not clear from the record. The petitioner alleges encroachment on the part of the sixth respondent on a land reserved for park. The petitioner has, by registered post, forwarded complaint.

3. Learned counsel for the petitioner submits that the said land is still included under the Panchayat Union.

4. In case the said land is included under the Panchayat Union, then, the petitioner may make a complaint/representation to the said Panchayat Union. The Panchayat Union shall, after considering the complaint/representation of the petitioner and also after considering the stand of the sixth respondent herein, may decide the said complaint/representation on its own merits and in accordance with law, expeditiously, preferably within six months from the date the petitioner files a complaint/representation.



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5. The writ petition is disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No
Neutral Citation : Yes/No
kpl

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