



W.P.No.28009 of 2017

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.06.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVU

W.P.No.28009 of 2017

R.Mahendran

.. Petitioner

Vs.

1. The State rep. by its
Home Secretary
The Secretary to Government of Tamilnadu
Fort St. George
Chennai 600 009.
2. The District Collector
District Collector Office Campus
Thiruvallur District
Thiruvallur.
3. The Revenue Divisional Officer
Ambattur
Chennai 600 053.
4. The Inspector of Police
H-8, Thiruvotriyur Police Station
Thiruvotriyur.
5. The Chairman & Managing Director

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Tamil Nadu Slum Clearance Board
Kamarajar Salai
Ayothiya Nagar, Triplicane
Chennai 5.

[R5 suo-motu impleaded vide
order dated 31.07.2019]

6. The Secretary to Government
Tourism, Culture and Religious
Endowment Department
Chennai.

7. The Commissioner
Hindu Religious and Charitable
Endowment Department
Chennai.

[RR 7 & 8 suo-motu impleaded
vide order dated 22.08.2019]

8. The Managing Director
Tamil Nadu Road Development Company Ltd.
No.171, 2nd Floor
Pasumpon Muthuramalingam Road
Raja Annamalaipuram
Chennai 600 028.

9. Sudhakar .. Respondents

[RR 8 & 9 impleaded vide order dated
16.06.2023 in WMP No.34470 of 2018]

Prayer: Petition filed under Article 226 of the Constitution of India
seeking a writ of Mandamus directing the respondents to provide
alternative arrangements for permanent shelters to them (the



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petitioner and other members mentioned in annexure) to ensure for their livelihood pursuant to his representation dated 09.10.2017.

For the Petitioner : Mr.D.Mario Jhonshon

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

Mrs.K.Indumathy Venkatesh
for Respondent-5

Mr.N.Devaraj
for Respondent-6

Mr.Yashwanth
Addl. Govt. Pleader (HR & CE)
for Respondents 7 & 8

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.D.Mario Jhonshon, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader for the respondents 1 to 4, Mrs.K.Indumathy Venkatesh, learned counsel for the fifth respondent, Mr.N.Devaraj, learned counsel for the sixth respondent and Mr.Yashwanth, learned Addl. Govt. Pleader (HR & CE) for the respondents 7 & 8.



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2. The grievance of the petitioner is that their houses were demolished and no alternative shelter has been provided.

3. Learned counsel for the petitioner, on instructions, accepts the fact that alternative accommodation is provided under tripartite agreement. It is a temple land. Further, the agreement is only for 10 years.

4. Learned counsel for the respondents submits that it is for 30 years.

5. Be that as it may. The petitioner is now rehabilitated and in case there is any practical difficulty in carrying out fishing activity, then, the petitioner may approach the concerned authority. The authority may consider his grievance and take appropriate steps in this matter.



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6. The writ petition is disposed of with the above observations.

There will be no order as to costs. Consequently, WMP Nos.30061, 30062 of 2017 and 34472 of 2018 are closed.

(S.V.G., CJ.)

(P.D.A., J.)

26.06.2023

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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5. The Chairman & Managing Director
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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU, J.

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