



WP No.28725 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.06.2023

CORAM :

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

AND

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

WP No.28725 of 2017

K.S.Masthan MLA

.. Petitioner

-VS-

1. The Secretary to Government,
Transport Department,
Fort St. George, Secretariat,
Chennai.

2. The Managing Director,
Tamil Nadu State Transport Corporation
(Villupuram) Ltd., Villupuram,
Villupuram District.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the 2nd respondent to pay Rs.8,07,980/- (Eight lakhs seven thousand and nine eighty rupees only) towards the cost of 0.89.0 hectares of land in S.F.No.109/10A Chithrachur Village, Gingee Taluk and to pay Rs.80/- towards the cost of Sub-Division and also to pay Rs.100/- towards stone expenses, as informed by the District Collector, Villupuram by his proceedings having reference Na.Ka.Aa4/23115/2010 dated 13.09.2017.



WP No.28725 of 2017

For the Petitioner : Mr.E.P.Senniyangiri
For the Respondents : Mr.P.Muthukumar,
State Government Pleader,
Assisted by Mrs.R.Anitha,
Special Government Pleader,
for R-1
: Mr.M.Ashwin for R-2

* * * * *

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

We have heard Mr.E.P.Senniyangiri, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader, for the respondent No.1 and Mr.M.Ashwin, learned counsel for respondent No.2.

2. The petitioner seeks directions against the second respondent to pay Rs.8,07,980/- towards costs of 0.89.0 hectares of land as per the directions of the Collector. It is submitted by the learned counsel for the petitioner that the petitioner is willing to pay the said amount. More than 1,10,000 population are dependents of the nearby town, that is Ananthapuram. Because of non-availability of bus depot in



WP No.28725 of 2017

Ananthapuram town, local buses cannot operate to nearby villages.

WEB COPY

3. The learned counsel for respondent No.2 submits that establishment of a bus depot at Ananthapuram town is not necessary. The bus stop is there. The bus depot is already functioning within 15 kms. of Ananthapuram town.

4. In writ jurisdiction, it will not be possible for us to arrive at a conclusion as to the necessity of a bus depot in a particular place. It is for the authorities to consider the same.

5. The petitioner is a Member of Legislative Assembly. It is for the people's representative and the establishment to consider the necessity of the bus depot or otherwise.

With this observation, the writ petition is disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(P.D.A., J.)

28.06.2023

Index : yes/no

Page 3 of 4



WEB COPY



WP No.28725 of 2017

Neutral Citation : Yes/No
sra

THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESEVALU, J.

(sra)

To:

1. The Secretary to Government,
Transport Department,
Fort St. George, Secretariat, Chennai.
2. The Managing Director,
Tamil Nadu State Transport Corporation
(Villupuram) Ltd., Villupuram,
Villupuram District.

WP No.28725 of 2017

28.06.2023