



WP No.34071 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.12.2023

CORAM

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

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A.Vendamirtham

: Petitioner

versus

1. The District Collector,
Tindivanam Taluk, Villupuram District.
2. The Sub-Collector,
Tindivanam Taluk, Villupuram District.
3. The Tahsildar,
Tindivanam Taluk, Villupuram District.
4. The Block Development Officer,
Block Development Office,
Mayilam, Villupuram District.
5. Durairaj
6. Gopalakrishnan

: Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents particularly the 3rd respondent to consider petitioner's representation dated 30.01.2023 to remove the trees from the common passage bearing Survey No.232/3 measuring to an extent of 0.02.0 Ares, Nedimozhiyanur Village, Tindivanam Taluk, Villupuram District.



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For the Petitioner : Mr.G.Mohammed Aseef
For Respondent Nos.1 to 4 : Mr.P.Muthukumar,
State Government Pleader,

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.G.Mohammed Aseef, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader, for respondents 1 to 4.

2. There is nothing on record to substantiate the contention of the learned counsel for the petitioner that S.No.232/3,Nedimozhiyanur Village, Tindivanam Taluk, Villupuram District, is a pathway.

3. According to the learned State Government Pleader, S.No.232/3 is a canal and trees have grown at one side of the canal; and no pathway exists.

4. In the absence of any authentic documents with regard to the existence of pathway and trees in the pathway, no further orders



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can be passed by this Court.

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

(S.V.G., CJ.)

(D.B.C., J.)

11.12.2023

Index : Yes/No
Neutral Citation : Yes/No
tar

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