



W.P.No.25517 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.09.2023

CORAM :

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

AND

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

W.P.No.25517 of 2018

Mullai Nagar Residents Welfare Association,
rep. by its President R.George,
No.19, Second Cross,
Mullai Nagar, Orleanpet,
Puducherry-605 005.

.. Petitioner

Vs

- 1.The Chief Secretary,
Government of Puducherry,
Chief Secretariat,
Puducherry.
- 2.The Collector cum Revenue Secretary,
Puducherry.
- 3.The Director,
Local Administration Department,
Puducherry.
- 4.The Commissioner,
Puducherry Municipality,
Puducherry.



W.P.No.25517 of 2018

5.The Sub Divisional Magistrate (North) cum
Chairman of Inter Departmental Task Force,
Government of Puducherry,
Puducherry.

6.K.Mani
7.Jothi
8.G.Ravi
9.Elavarasi
10.K.Vijayakumar
11.B.Vikram
12.Subramanian
13.Porkilai
14.Kasthuri

.. Respondents

(Respondents 6 to 14 impleaded as per order
dated 11.10.2018 in WMP No No.31427 of 2018)

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to take eviction proceedings against the 16 encroachments, directing the fourth respondent to evict the encroachments in T.S.No.1/15/137, T.S.No.1/16/77 and T.S.No.1/13/54 of Pudupalayam Revenue Village as directed by the fifth respondent in his letter dated 09.02.2017 No.8153/SDM(N)/A3/2015.

For the Petitioner : Mr.M.Gnanasekar

For the Respondents : Mr.S.Raveekumar
Govt. Pleader (Puducherry)
for respondents 1 to 5



W.P.No.25517 of 2018

: Ms.P.Veena Suresh
for respondent Nos.6, 9, 13
and 14

: RR7, 8, 10, 12 – Not Ready
in Notice

: R11 – Died

ORDER

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

We have heard Mr.M.Gnanasekar, learned counsel for the petitioner; Mr.S.Raveekumar, learned Government Pleader (Puducherry) for respondents 1 to 5; and, Ms.P.Veena Suresh, learned counsel for respondents 6, 9, 13 and 14.

2. Learned Government Pleader (Puducherry) submits that the channel is running behind built houses and the encroachments are in the back yard of the houses. Many house owners object to enter their house and measure the encroachment. The surveyors are again doing the survey works which may be completed within twenty days. It is further submitted by learned Government



W.P.No.25517 of 2018

Pleader (Puducherry) that after completing the survey works, action will be taken to issue notice in Form A to all the encroachers as per the Pondicherry Municipality Act.

3. As the process is being undertaken by the respondent authorities, the respondent authorities shall take the process to its logical end.

4. With these observations, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., C.J.)

(P.D.A., J.)

26.09.2023

Index : Yes/No
Neutral Citation : Yes/No
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W.P.No.25517 of 2018

To:

WEB COPY

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W.P.No.25517 of 2018

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

bbr

W.P.No.25517 of 2018

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