



Cont.P(MD)No.36 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 30.01.2023

CORAM

**THE HON'BLE DR.JUSTICE G.JAYACHANDRAN
AND
THE HON'BLE MR.JUSTICE SUNDER MOHAN**

Cont.P(MD)No.36 of 2023
in
W.P(MD)No.15192 of 2022

J.Natarajan

.. Petitioner/Petitioner

Vs.

Mr.Simranjeet Singh Kahion, I.A.S.,
The Commissioner of Corporation,
Madurai Corporation,
Annamaligai,
Madurai-625 002.

...Contemnor/5th Respondent

Contempt Petitions filed under Section 11 of the Contempt of Court Act, praying this Court, to punish the respondent for his willful disobedience of the order passed by this Court in W.P(MD)No.15192 of 2022, dated 14.07.2022.

For Appellant :Mr.A.Jeyaram

For Respondent :Mr.S.Vinayak,
Standing Counsel



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ORDER

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DR. G.JAYACHANDRAN,J.
AND
SUNDER MOHAN,J.

In W.P(MD)No.15192 of 2022 the writ petitioner, alleging that there is an encroachment in the Corporation Road, came before this Court seeking Mandamus for removal of the encroachment alleged to have been made by the sixth respondent.

2.Even at the time of disposing the writ petition, this Court on perusing the photographs produced by the writ petitioner found that there is no permanent structure in the alleged place except a small hand cart. Further, directed the Corporation Authorities to conduct a survey and remove the encroachment if any. Alleging that the said order was not complied with, the present contempt petition is filed by the writ petitioner.

3.In response to this, the learned Standing Counsel appearing for Madurai Corporation, has communicated a copy of the letter sent to the writ petitioner by the Assistant Commissioner, Madurai Corporation, dated



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23.01.2023, wherein he has informed the writ petitioner that on survey of the road mentioned in the writ petition, they found no encroachment either permanent or temporary and the complaint is lodged out of the malice against one Selvi.

4.This Court recording the aforesaid statement. Hence, this Contempt Petition is disposed of as devoid of merits.

(G.J.,J.) (S.M.,J.)
30.01.2023

NCC:Yes/No
Index:Yes/No
Internet:Yes/No
Ns
To
The Commissioner of Corporation,
Madurai Corporation,
Annamaligai,
Madurai-625 002.



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