



W.P(MD)No.12952 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 15.06.2023

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

**W.P(MD)No.12952 of 2023
and
W.M.P(MD)Nos.10969 to 10971
& 11784 of 2023**

S.M.A.Gandhimathi Nathan

... Petitioner

Vs.

- 1.The State represented by
The Secretary,
Public Works Department,
Secretariat St.George Fort,
Chennai – 09.
- 2.The Chief Engineer,
Public Works Department /
Water Resources Department,
Construction and Maintenance,
Chepauk,
Chennai – 05.
- 3.The District Collector,
Collectorate,
Thoothukudi District.



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4.The Executive Engineer,
Public Works Department, /
Water Resources Department,
Vaippar River Water Basin,
Thoothukudi District.

5.The Block Development Officer (Panchayat),
O/o.Block Development Officer,
Vilathikulam Panchayat Union,
Thoothukudi District.

6.M/s.Kshema Power and Infrastructure Company Pvt Ltd.,
No.94, Defence Colony,
13th Cross Street,
Ekkatuthangal,
Chennai – 600 032.

7.M/s.Kasema Power and Infrastructure Company Pvt Ltd.,
WQVC + 505, Vadakku Subramaniyapuram,
Kayathar,
Thoothukudi District – 628 952.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order in Na.Ka.No. OouNe4/9271/2022 dated 24.03.2023 on the file of the third respondent and quash the same as illegal and consequently directing the respondents to stop the construction of temporary pathway on the Water Body Stream (Oodai) situated in S.No.25 at Ayanchengalpadai and Marthandampatti Village, Vilathikulam Panchayat Union, Thoothukudi District and restore the land in the original position of water body.

For Petitioner : Mr.I.Pinaygash



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For Respondents : Mr.K.Balasubramani
Special Government Pleader
for R.1 to R.5

Mr.C.Jaganathan for R.6

ORDER

Heard the learned counsel on either side.

2. The learned counsel appearing for the petitioner states that water body has since been restored and nothing survives for further adjudication. Recording the subsequent development, this writ petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

[G.R.S., J.] [B.P., J.]
15.06.2023

NCC : Yes / No
Internet : Yes / No
Index : Yes / No
MGA

To

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Public Works Department,
Secretariat St.George Fort,
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