



W.P.(MD) No.17890 of 2021

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.08.2023

CORAM:

**THE HONOURABLE MR.JUSTICE S.S.SUNDAR
and
THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY**

W.P.(MD) No.17890 of 2021

and

W.M.P.(MD) No.14762 of 2021

A.I.B.E.A.Nagar (Paravai)
B Colony Residents Welfare
Protection Society
through its General Secretary A.R.Ravi
7-3-243, AIBEA Nagar B Colony 4th Street
Paravai, Madurai District-625 402

... Petitioner

-vs-

- 1.The District Collector
Madurai District, Madurai
- 2.The Deputy Director of Town
and Country Planning
Madurai
- 3.Paravai Selection Grade Panchayat
Paravai, Madurai District
represented by its Executive Officer
- 4.A.I.B.E.A.Nagar (Paravai)
Residents Welfare Association
represented by its Secretary K.Alagarsamy
Plot No.396, AIBEA Nagar, B Colony
Paravai, Madurai District

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 3 to repair and maintain the access in the present position by filling the pit formed connecting the northern and southern portion of AIBEA Nagar 'B' Colony, Paravai, Madurai District, in consideration of the petitioner's representation dated 30.11.2020.

For Petitioner : Mr.G.Prabhu Rajadurai

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R3
Mr.N.Dilip Kumar
for Mr.I.Viswanathan for R4

ORDER

[Order of the Court was made by S.S.SUNDAR, J.]

In view of the order dated 18.08.2023 passed by this Court in W.P.(MD) No.16602 of 2016, the relief sought for by the petitioner in this writ petition cannot be granted. Hence, this writ petition is dismissed. However, it is open to the petitioner to approach the Civil Court to establish his right of way. No costs. Consequently, connected miscellaneous petition is closed.

[S.S.S.R., J.]

[D.B.C., J.]

18.08.2023

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NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The Deputy Director of Town
and Country Planning,
Madurai.
- 3.The Executive Officer,
Paravai Selection Grade Panchayat,
Paravai, Madurai District.



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