



W.P(MD)No.21779 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 28.07.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.21779 of 2015
and
M.P.(MD)No.1 of 2015

Esakki Lakshmi

... Petitioner

Vs.

1.The District Collector,
Thoothukudi District,
Thoothukudi.

2.The President,
Kootudan Kaadu Village Panchayat,
Thoothukudi Taluk and District.

3.Esakkiappan,
The President,
Kootudan Kaadu Village Panchayat,
Thoothukudi Taluk and District.

4.The Executive Engineer,
Tamil Nadu Water and Drainage Board,
Chidambar Nagar 3rd Street,
Tuticorin.

... Respondents

*(R4 is impleaded vide order dated
08.03.2016 in M.P.(MD)No.2 of 2015 in
W.P.(MD)No.21779 of 2015 by BRJ)*



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents preventing to make Nuisance against the petitioner by way of constructing New Over Head Tank in Front (Northern boundary) of petitioner's property situated at Plot No.1 in Survey No.318/5, Kootudan Kaadu Village, Thoothukudi Taluk and District.

For Petitioner : Mr.RM.Arun Swaminathan

For Respondents : Mr.N.GA.Nataraja,
Government Advocate for R1 & R2.
Mr.M.Rajarajan for R3.

ORDER

The petitioner's apprehension is that in front of her house a water tank may be installed.

2.When the matter was taken up for hearing, the learned Government Advocate clarified that there is no proposal to install any water tank in front of the petitioner's house. It is stated that in future also



W.P(MD)No.21779 of 2015

no such construction will come up. Since the said submission addresses the concerns expressed by the petitioner, there is nothing further to adjudicate in this writ petition.

3.This writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

28.07.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:-

1.The District Collector,
Thoothukudi District,
Thoothukudi.

2.The President,
Kootudan Kaadu Village Panchayat,
Thoothukudi Taluk and District.



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W.P(MD)No.21779 of 2015

G.R.SWAMINATHAN, J.

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W.P(MD)No.21779 of 2015

28.07.2023