



W.P.(MD)Nos.6889 & 6747 of 2015

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :27.02.2023

CORAM

THE HONOURABLE MR.JUSTICE K. KUMARESH BABU

W.P.(MD)Nos.6889 & 6747 of 2015

and

M.P.(MD).Nos.1 to 3 & 1 to 3 of 2015

W.P.(MD).No.6889 of 2015

M.Balamurugan

... Petitioner

Vs.

- 1.The Principal Secretary,
Highways & Minor Ports
Government of Tamil Nadu,
Fort St George, Chennai 600 009.
- 2.The Chief Engineer (General),
Highways Department,
Government of Tamilnadu,
Chennai.
- 3.The Superintendent Engineer,
NABAARD & Village Roads,
Highways Department Government of
Tamilnadu,
Madurai.
- 4.The Superintending Engineer (Scheme)
Highways Department, Government of Tamilnadu,
Madurai.



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5.The Divisional Engineer (Construction)

Highways Department,
Government of Tamil Nadu,
Madurai.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the respondents herein to provide adequate access to the petitioner on the western side of the road over bridge at Madurai-Kanyakumari GST Road near Tiruparankundram in lieu of L.C.371 to reach the public Road.

For Petitioner :No appearance

For Respondents :Mr.M.Prakash
Additional Government Pleader

W.P.(MD).No.6747 of 2015

G.Kannan

... Petitioner

Vs.

1.The Principal Secretary,
Highways & Minor Ports
Government of Tamil Nadu,
Fort St George, Chennai 600 009.

2.The Chief Engineer (General),
Highways Department,
Government of Tamilnadu,
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3.The Superintendent Engineer,
NABAARD & Village Roads,
Highways Department Government of
Tamilnadu,
Madurai.

4.The Superintending Engineer (Scheme)
Highways Department, Government of Tamilnadu,
Madurai.

5.The Divisional Engineer (Construction)
Highways Department,
Government of Tamil Nadu,
Madurai.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the respondents herein to provide adequate access to the petitioner on the western side of the road over bridge at Madurai-Kanyakumari GST Road near Palanganatham in lieu of L.C.366 to reach the public Road.

For Petitioner :No appearance

For Respondents :Mr.M.Prakash
Additional Government Pleader



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COMMON ORDER

Writ petitions have been filed seeking for a mandamus, directings the respondents to provide adequate access to the petitioner on the western side of the road over bridge at Madurai-Kanyakumari GST Road near Tiruparankundram in lieu of L.C.371 and near Palanganatham in lieu of L.C.366 respectively, to reach the public Road.

2. Today, when these matters are taken up for hearing, there is no representation for the petitioner.

3.Mr.M.Prakash, learned Additional Government Pleader appearing for the respondents produced the instructions received from the Assistant Divisional Engineer attached to the office of the fifth respondent. From the said instructions, even as early as in the year of 2016, a service road has been provided and has been used by the public. Hence, the prayer sought for in these writ petitions have become infructuous.



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4. In view of the subsequent events, no further adjudication is required to be made in these writ petitions. Accordingly, these writ petitions are closed. Consequently, connected miscellaneous petitions are closed.

27.02.2023

NCC : Yes/No
Internet : Yes/No
Index : Yes / No
sbn



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Government of Tamil Nadu,
Fort St George, Chennai 600 009.
- 2.The Chief Engineer (General),
Highways Department,
Government of Tamilnadu,
Chennai.
- 3.The Superintendent Engineer,
NABAARD & Village Roads,
Highways Department Government of
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K.KUMARESH BABU, J.

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