



W.P(MD)No.24079 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 05.10.2023

CORAM

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

**W.P(MD)No.24079 of 2023
and
W.M.P(MD)No.20239 of 2023**

Chinnapandi

... Petitioner

Vs.

- 1.The District Collector,
Office of the District Collector,
Sivagangai District.
- 2.The Project Director,
Rural Development Office,
Sivagangai,
Sivagangai District.
- 3.The Executive Engineer,
Public Works Department (Water Resources),
Thiruppuvanam,
Sivagangai District.
- 4.The Block Development Officer,
Village Panchayats,
Thiruppuvanam Taluk,
Sivagangai District.

... Respondents



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Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, forbearing the respondents 1 to 4 herein from in any manner constructing the small bridge in the Kalvai situated at Paramanoor Village, Thiruppuvanam Taluk, Sivagangai District in the light of the proceedings issued by the first respondent dated 15.04.2023 in his proceedings in Na.Ka.D.A.4/1027/2021 by considering petitioner's representation dated 19.08.2023.

For Petitioner : Mr.V.Malaiyendran
For Respondents : Mr.K.Balasubramani
Special Government Pleader

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Special Government Pleader appearing for the respondents.

2. The petitioner wants this Court to forbear the authorities from putting up the petition mentioned bridge. The case of the petitioner is that the bridge is not being constructed at the originally permitted site. He said there is a deviation. He would further allege that as a result of the construction, the water channel will be affected.



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3. Both the allegations are denied by the official respondents. The

learned Special Government Pleader on instructions from Thiru.S.Chandrasekar, Panchayat Secretary, Piramanur Village Panchayat, states that the bridge is coming up only at the permitted cite.

4. This submission is recorded. Even while permitting the proposed construction to go on, we direct that the width of the water channel shall not be reduced; the free flow of water shall not be impeded. With these directions, this writ petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

[G.R.S., J.] [B.P., J.]
05.10.2023

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

To

1.The District Collector,
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Sivagangai,
Sivagangai District.



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G.R.SWAMINATHAN, J

and

B.PUGALENDHI, J.

MGA

3.The Executive Engineer,
Public Works Department (Water Resources),
Thiruppuvanam,
Sivagangai District.

4.The Block Development Officer,
Village Panchayats,
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