



W.P.(MD) No.28305 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.11.2023

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

W.P.(MD) No.28305 of 2023

A.Jenin

... Petitioner

-vs-

1.The District Collector
Nagercoil
Kanyakumari District

2.The Executive Officer
Palapallam Town Panchayat
Kanyakumari District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents to cut and remove the standing tree in the middle portion of the concrete road in Paduvloor Melavillai to Paduvloor, Palapallam Post, Kanyakumari District.

For Petitioner : Mr.N.S.Ramakrishna Dass

For Respondents : Mr.P.Thilakkumar
Government Pleader



W.P.(MD) No.28305 of 2023

WEB COPY

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

We have heard Mr.N.S.Ramakrishna Dass, learned counsel for the petitioner and Mr.P.Thilakkumar, learned Government Pleader, for the respondents.

2. Learned counsel for the petitioner submits that the tree is on the middle of the road, thereby causing hindrance to the traffic and the pedestrians. The road is a concrete road. The respondents may direct to cut and remove the said standing tree.

3. Upon question about the age of the tree, learned counsel for the petitioner submits that the age of the tree is about 10 to 12 years.

4. Efforts are made to conserve the trees, but here the petitioner is seeking directions for cutting the tree.



W.P.(MD) No.28305 of 2023

WEB COPY

5. Be that as it may, the management of the traffic and other aspects is the duty of the authority concerned. The petitioner may approach the authority concerned. The authority concerned may consider the application on its own merits. Of course, it will have to consider whether the permission of the other authorities is required.

6. The writ petition, accordingly, stands disposed of. No costs.

[S.V.G., .C.J.]

[L.V.G., J.]

30.11.2023

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

krk

To:

- 1.The District Collector,
Nagercoil,
Kanyakumari District.
- 2.The Executive Officer,
Palapallam Town Panchayat,
Kanyakumari District.



WEB COPY



W.P.(MD) No.28305 of 2023

THE HONOURABLE CHIEF JUSTICE
and
L.VICTORIA GOWRI, J.

krk

W.P.(MD) No.28305 of 2023

30.11.2023