



W.P.No.541 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.03.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.541 of 2024

M.Jeyalakshmi

.. Petitioner

Vs.

1. The District Collector
Erode District, Erode.
2. The Divisional Engineer
State Highways Department
Construction and Maintenance Division
Gopichettypalayam, Erode.
3. The Assistant Divisional Engineer
State Highways Department
Construction and Maintenance Division
Gopichettypalayam, Erode.
4. The Tahsildar
Gopichettypalayam, Erode.
5. Muthusamy
Manager of Arasamarathu Vinayagar Kovil
Murugan Kudil, Kallipatti



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Erode 639 505. .. Respondents
Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus to direct the respondent no.2 to remove the encroachment of religious structure namely Arasamarathu Vinayagar Kovil situated at survey no. R.S.No.303 of Kondayampalayam Village, thereby blocking access to the petitioner's property in old survey no. S.F.No.454/6, new survey no. R.S.No.296/2 of Kondayampalayam village within a timeframe fixed by this Hon'ble Court.

For the Petitioner : Mr.B.M.Subash

For the Respondents : Mr.P.Harish
Government Advocate
for Respondents 1 to 4

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.B.M.Subash, learned counsel for the petitioner and Mr.P.Harish, learned Government Advocate for the respondents 1 to 4.

2. Learned Government Advocate submits that survey was conducted on 29.01.2024 and on survey, it is found that the petitioner



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as well as the fifth respondent temple have encroached partially on the highway. He submits that effective steps would be undertaken to remove the encroachment in accordance with law.

3. In view of the above statement, the writ petition is disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

06.03.2024

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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4. The Tahsildar, Gopichettypalayam, Erode.



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