



W.P.No.2302 of 2022

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.04.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.2302 of 2022

Padmanaban

.. Petitioner

Vs.

1. The District Collector
Collectorate Office
Kancheepuram District.
2. The Revenue Divisional Officer
Chengalpet, Kancheepuram District.
3. The Tahsildar
Thirukazhukundram Taluk
Kancheepuram District.
4. Balusamy
5. Madurai Nayakkar
6. Raja
7. V.Rajendiran
8. P.Kasi
9. Krishnan Nayakar
10. Sartharmari Nagaar
11. Amarthevi Nagaar



W.P.No.2302 of 2022

12. The Block Development Officer
Thirukazhikundram.

[R12 suo motu impleaded vide order dated
14.02.2022 in W.P.No.2302 of 2022]

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 3 to take action against the respondents 4 to 11 and to remove the encroachments in S.Nos.353/B and 353/C which is classified as Lake Water Body (Eari Neerpidippu) situated at Kuzhipanthandalam Village, Thirukazhikundram Taluk, Kancheepuram district and restore the lake water body.

For the Petitioner : Mr.M.R.Elavarasan

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
for R1 to R3

No Appearance for R4 to R6

R7 & R8 not ready in notice

R9 dead

Mr.Hidyathullah
for R10 & R11

Mr.T.K.Saravanan
Government Advocate
for R12



W.P.No.2302 of 2022

WEB COPY

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.M.R.Elavarasan, learned counsel for the petitioner, Mr.A.Edwin Prabakar, learned State Government Pleader for respondents 1 to 3, Mr.Hidyathullah, learned counsel for respondents 10 and 11 and Mr.T.K.Saravanan, learned Government Advocate for respondent 12.

2. The petitioner alleges encroachment on the waterbody.

3. Learned State Government Pleader also does not deny the submission of the petitioner. Now, Form I and Form II notices, in accordance with the provisions of the Tamil Nadu Protection of Tanks and Eviction of Encroachments Act, 2007, was issued, but no further steps have been undertaken.

4. Learned State Government Pleader assures that fresh notices would be issued within a period of one month from today and further steps would be undertaken to remove the encroachments from the



W.P.No.2302 of 2022

subject waterbody expeditiously.

5. The said submission is accepted. The steps, as undertaken by learned State Government Pleader, shall commence expeditiously.

6. The writ petition, accordingly, stands disposed of There shall be no orders as to costs. Consequently, W.M.P.No.19609 of 2022 is closed.

(S.V.G., CJ.)

(J.S.N.P., J.)

08.04.2024

Index : Yes/No
Neutral Citation : Yes/No

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W.P.No.2302 of 2022

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W.P.No.2302 of 2022

THE HON'BLE CHIEF JUSTICE
AND
J.SATHYA NARAYANA PRASAD, J.

(drm)

W.P.No.2302 of 2022

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