



W.P.No.2828 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.02.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.2828 of 2024

P.Kamatchi

.. Petitioner

Vs.

1. The District Collector
Chennai District, Office of the District Collector
4th Floor, Singaravelar Maaligai
No.62, Rajaji Salai, George Town
Chennai – 600 001.
2. The Commissioner
Greater Chennai Corporation
Ripon Building, Chennai – 600 003.
3. The Managing Director
Tamil Nadu Housing Board
CMDA Complex, E & C Market Road
Koyambedu, Chennai – 600 107.
4. The Managing Director
Chennai Metropolitan Water Supply and Sewage Board
No.1, Pumping Station Road, Chindadripet
Chennai – 600 031.



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5. The Tahsildar
Mambalam Taluk
Bharathidasan Road, West Jafferkhanpet
Chennai – 600 083.
6. The Assistant Engineer
Greater Chennai Corporation
Ward – 139, Zone – 10
2nd Cross Street, Raghavan Colony
Jafferkhanpet, Chennai – 600 083.
7. The Assistant Engineer
Chennai Metropolitan Water Supply and Sewage Board
Ward – 139, Zone – 10
R.V.Nagar, Jafferkhanpet, Chennai – 600 083.
8. S.Lakshmi
9. C.Deivanai .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondent Nos.5, 6 and 7., to consider the petitioners representation dated 17.08.2023 duly addressed to all the respondents herein, expeditiously and thus ensure the removal of the encroachments made in the 6 feet wide passage connecting the Lake View Road / Erikkarai Street at Jafferkhanpet, Chennai- 600 083, and the land and building at No.1, Kambar Street, 285 Bharathi Block, Jafferkhanpet, Chennai- 600 083, as well as the rejection of application seeking drainage connection and metro water connection through the said 6 feet passage to the respective residences of respondent No.8 and 9.



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For the Petitioner : Mr.M.K.Sathish

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
assisted by Mr.T.K.Saravanan
Government Advocate
for R1 and R5

Mr.A.Arun Babu
for R2 and R6

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.M.K.Sathish, learned counsel for the petitioner, Mr.A.Edwin Prabakar, learned State Government Pleader assisted by Mr.T.K.Saravanan, learned Government Advocate for respondents 1 and 5 and Mr.A.Arun Babu, learned counsel for respondents 2 and 6.

2. Learned counsel for the petitioner submits that the passage has been encroached by respondents 8 and 9.

3. There are no documents to substantiate the said contention in the present writ petition.



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4. The petitioner has already given a representation to the second respondent. The second respondent may decide the said representation on its own merits and in accordance with law after adhering to the principles of natural justice, preferably within a period of three months.

5. The writ petition, accordingly, stands disposed of. There shall be no order as to costs. Consequently, W.M.P.Nos.3085 and 3086 of 2024 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

08.02.2024

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

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