



W.P.No.7418 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.03.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.7418 of 2024

M.Sarath Kumar

.. Petitioner

Vs.

1. The District Collector
The Office of the District Collector
Tirupattur District.
2. The Revenue Divisional Officer
Revenue Divisional Office
Vaniyambadi, Tirupattur District.
3. The Tahsildar
Ambur Taluk Office
Tirupattur District – 635 802.
4. The Commissioner
Ambur Municipality
Tirupattur District – 635 802.
5. The General Manager
Southern Railways Head Quarters
No.37MG, 2VH, Poonamallae High Road
1st Floor, NGO Building, Park Town
Chennai, Tamil Nadu – 600 003.



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6. The Assistant Division Engineer
Jolarpettai Railway Division
Tirupattur – Vaniyambadi Road
Tirupattur District – 635 851.

7. Sekar

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents 1 to 6 to remove the encroachment made by the 7th respondent which belongs to the Southern Railway lands situate in Ward: "A" Block:06, Town Survey No.8 and 10, Ambur Taluk, Tirupattur District by considering the petitioner's representation dated 17.07.2023.

For the Petitioner : Mr.M.Marimuthu

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

Mr.A.Arun Babu
Standing Counsel
for R4

Mr.K.Srinivasa Murthy
Senior Panel Central Govt. Counsel
for R5 & R6



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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.M.Marimuthu, learned counsel for the petitioner, Mr.A.Edwin Prabakar, learned State Government Pleader for respondents 1 to 3, Mr.A.Arun Babu, learned Standing Counsel for respondent 4 and Mr.K.Srinivasa Murthy, learned Senior Panel Central Government Counsel for respondents 5 and 6.

2. We are not inclined to entertain the present petition. In view of the fact that encroachment is alleged on the Railway land, the Railway Authorities have already filed an application before the District Collector for taking action in respect of the encroachment made.

3. The Government Authorities shall conduct a joint survey in the presence of the Railway Authorities preferably within a period of four months from today and upon survey, further steps, in accordance with law, shall be taken.



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4. The writ petition, as such, stands dismissed. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

21.03.2024

Index : Yes/No
Neutral Citation : Yes/No

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