



W.P.No.12196 of 2020

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.01.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.12196 of 2020

M.Selvaraj Azhagiyamanavalan .. Petitioner

Vs.

1. The District Collector
Tiruppur, Tiruppur District.
2. The Divisional Engineer
State Highways Department
Dharapuram, Tiruppur District.
3. The Assistant Divisional Engineer
State Highways Department
Madathukulam, Tiruppur District.
4. The Assistant Engineer
State Highways Department
Madathukulam, Tiruppur District.
5. The Superintending Engineer
Public Works Department
Dharapuram, Tiruppur District.
6. The Executive Engineer
Public Works Department
Dharapuram, Tiruppur District.



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7. P.Nataraj
8. K.Anandhan
9. Krishnamoorthy
10.Periyasamy
11.Ganesh

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the Respondent No.2 to 4 to remove the encroachment made by 7 to 11 respondents in the State Highways road and Canal Comprised in Survey No.353, 354, 355 running from Madathulam Main Road to Kaniyur, turn into Kadathur Road, Tiruppur District by considering representation dated 10.1.2020.

For the Petitioner : No appearance

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for R1 to R6

Mr.S.Arjun for R7

Mr.S.Gunalan for R8 & R11

Not ready in Notice – R9

Died - R10

ORDER

(Made by the Hon'ble Chief Justice)

None appears for the petitioner. We have heard
Mr.P.Muthukumar, learned State Government Pleader for the



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respondents 1 to 6, Mr.S.Arjun learned counsel for the seventh respondent and Mr.S.Gunalan, learned counsel for the respondents 8 and 11.

2. Counter is filed by the Assistant Divisional Engineer (H), Construction and Maintenance, Madathukulam. It is submitted that there is no encroachment and the petition is the result of enmity between the seventh respondent and the petitioner's relatives.

3. Learned counsel for the seventh respondent submits that there is no encroachment.

4. None appears for the petitioner. The writ petition is dismissed. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

12.01.2024

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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