



WEB COPY



W.P.No.16645 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.03.2024

CORAM :

THE HON'BLE MR. JUSTICE S.S.SUNDAR
AND
THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.16645 of 2022

Mrs.S.Janaki Devi

..

Petitioner

v.

1. The Assistant Engineer
Zone VIII, Greater Chennai Corporation
No.36B/12B, Pulla Avenue Road
Shenoy Nagar, Chennai 600 030
2. The Executive Engineer
Zone VIII, Greater Chennai Corporation
No.36B/12B, Pulla Avenue Road
Shenoy Nagar, Chennai 600 030
3. The Commissioner
Greater Chennai Corporation
Ripon Building, Park Town
Chennai 600 003
4. The Chairman
The Tamil Nadu Slum Clearance Board
No.5, Kamarajar Salai
Triplicane, Chennai 600 005



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5. V.Gunasekaran

..

Respondents

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Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents 1 to 3 to remove the illegal construction made in front of the petitioner plot by encroaching 20 feet wide road namely M.S.Nagar 3rd Street, Chetpet, Chennai 600 031 by the 5th respondent and direct the respondents to make free access to the road, based in the representation made on 27.09.2021.

For Petitioner :: Mr.S.Aswin Karthikeyan

For Respondents :: Mr.D.B.R.Prabhu
Standing Counsel for R1 to R3
Mr.S.Karthikeyan
Standing Counsel for R4

ORDER

(Order of the Court was made by S.S.SUNDAR,J.)

This writ petition is filed for issuance of a mandamus to the respondents 1 to 3 to remove the illegal construction made in front of the petitioner's plot by encroaching 20 feet wide road, namely, M.S.Nagar 3rd Street, Chetpet, Chennai 600 031 by the 5th respondent and direct the respondents to make free access to the road, by considering the representation of the petitioner dated 27.09.2021.



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2. The learned Standing Counsel appearing for the fourth respondent states that the encroachment made by the fifth respondent on the road had been removed.

3. A status report is filed by the fourth respondent reporting the action taken by the fourth respondent in removing the encroachment on the 20 feet road caused by the fifth respondent.

4. Despite this Court conceded the prayer asked for by the petitioner, the learned counsel for petitioner repeatedly states that there must be a further direction by this Court for removal of any other encroachment in the 20 feet road. Since the prayer has now been conceded, the writ petition is closed recording the removal of encroachment in the 20 feet road. If any encroachment is noticed, it is open to the fourth respondent to take action without reference to any Court order. No costs.

Index : yes/no
Neutral citation : yes/no
ss

(S.S.S.R.,J.) (G.A.M.,J.)
01.03.2024



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S.S.SUNDAR,J.

AND

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