



WEB COPY



W.P.No.15536 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.08.2024

CORAM :

THE HON'BLE MR. D.KRISHNAKUMAR, ACTING CHIEF JUSTICE

and

THE HONOURABLE MR.JUSTICE P.B. BALAJI

W.P.No.15536 of 2024
and WMP.No.16896 of 2024

Mrs.Ranjani Balasundaram

..Petitioner

Vs

- 1.The District Collector,
Coimbatore Collectorate,
Hosur Road, Coimbatore-641 018.
- 2.The Tahsildar,
Perur Taluk, Perur,
Coimbatore-641 010.
- 3.The Executive Engineer,
TANGEDCO, Seeranayakanpalayam,
Coimbatore North-641 007.
- 4.The Executive Engineer,
Water Resource Department,
Bhavani Sagar-638 451.
- 5.The Superintending Engineer,
Coimbatore Highways Construction &
Maintenance Division, No.1653,
Highways Compound, Coimbatore-641 018.



W.P.No.15536 of 2024

6.The Revenue Divisional Officer (South),
State Bank Road, Coimbatore-641 018.

7.R.Sarojini

..Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India seeking to issue a Writ of Certiorarified Mandamus calling for the records of the letter of 3rd respondent vide 4237/2023 dated 25.11.2023, quash the same, consequently directing the 1st respondent herein to remove the superstructure erected by the 7th respondent amidst Pudhukulam Lake Water Channel (Vaikaal) in S.F.No.377 of East Chithiraichavadi Village adjacent East West Road and consequently, restore the lands to the original condition as per the revenue records of the 6th respondent.

For Petitioner : M/s.Narmada Sampath

For Respondents : Mr.Karthik Jagannath

Government Advocate for R1, R2, R4 to R6

- - - -

ORDER

(Order of the Court was made by the Hon'ble Acting Chief Justice)

This Writ Petition has been filed challenging the letter of the third respondent, vide 4237/2023 dated 25.11.2023 and consequently directing the first respondent to remove the superstructure erected by the sixth respondent amidst Pudhukulam Lake Water Channel (Vaikaal) in S.F.No.377 of East Chithiraichavadi Village adjacent East West Road and consequently, restore the lands to the original condition as per the revenue records of the sixth respondent.



W.P.No.15536 of 2024

2. When the matter is taken up today, the learned Government

Advocate has drawn the attention of this Court to the status report dated

12.08.2024 filed by the fourth respondent informing as under:

“3. It is submitted that, in this regard conducted a site inspection with the Revenue Department officials, the petitioner has identified the specific SF.No.377 as sub division under Revenue Records and SF.No.377/4 is known in the classification as patta land.

4. It is submitted that, moreover it is known that the said temple has been built and SF.No.377/4 has nothing to do with the waterway of Pudukulam which has been given by the petitioner's affidavit. It is also ensured that there is no encroachment on waterways.”

3. Recording the above, the writ petition stands dismissed. No costs.

Consequently, connected miscellaneous petition is also dismissed.

[D.K.K., A.CJ.] [P.B.B.J.]
20.08.2024

Internet: Yes/No
Index : Yes/No
Jvm



WEB COPY



W.P.No.15536 of 2024

THE HON'BLE ACTING CHIEF JUSTICE

and

P.B. BALAJI, J.

Jvm

To

- 1.The District Collector,
Coimbatore Collectorate,
Hosur Road, Coimbatore-641 018.
- 2.The Tahsildar,
Perur Taluk, Perur, Coimbatore-641 010.
- 3.The Executive Engineer,
TANGEDCO, Seeranayakanpalayam,
Coimbatore North-641 007.
- 4.The Executive Engineer,
Water Resource Department,
Bhavani Sagar-638 451.
- 5.The Superintending Engineer,
Coimbatore Highways Construction &
Maintenance Division, No.1653,
Highways Compound, Coimbatore-641 018.
- 6.The Revenue Divisional Officer (South),
State Bank Road, Coimbatore-641 018.

W.P.No.15536 of 2024

20.08.2024