



WEB COPY



W.P.No.17580 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.04.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P.No.17580 of 2021

R.Jayaprakash

.. Petitioner

Vs

1.State of Tamil Nadu,
rep. by the Secretary to Government of Tamilnadu,
Public Works Department,
Secretarial, Fort St. George,
Chennai.

2.The District Collector,
Kallakurichi District,
Kallakurichi.

3.The Revenue Divisional Officer,
Kallakurichi,
Kallakurichi District.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to file a status report with regard to the actions initiated in pursuance of the notices issued to encroachers in the Chinna Salem Eri. Pending disposal of the above writ petition, to issue a writ of mandamus by directing the respondents to remove the encroachments made in Chinna Salem Eri, No.239, Kallakurichi District.



W.P.No.17580 of 2021

WEB COPY

For the Petitioner : Ms.S.R.Sumathy

For the Respondents : Mr.P.Harish
Government Advocate

ORDER

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

Heard Ms.S.R.Sumathy, learned counsel for the petitioner;
and, Mr.P.Harish, learned Government Advocate for the
respondents.

2. The petition is filed to take action for removal of
encroachments from the Eri land at No.239, Kallakurichi District.

3. A status report is filed on 7.2.2024 by the third respondent.

Paragraph (6) of the status report reads thus:

*"6. It is submitted that Assistant Engineer WRD by a
Letters No.4/2023 AE/CSM/Dated 12.6.2023
informed Electricity Board, Chinnasalem Town
Panchayath to Disconnect the Electricity connection
and the said request is still pending. I state that*



WEB COPY



W.P.No.17580 of 2021

since the Government has identified the alternate accommodation for the encroachers, the department requires three months time to entirely evict and resettle the encroachers. I crave leave of the Hon'ble High Court to file additional counter affidavit if any at a later point of time."

4. Learned Government Advocate now submits that three months further time would be required to evict the encroachers and resettle them.

5. We accept the aforesaid statement of learned Government Advocate.

Accepting the statement of learned Government Advocate, the writ petition is disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(J.S.N.P., J.)

01.04.2024

Index : Yes/No
Neutral Citation : Yes/No
sasi



WEB COPY



W.P.No.17580 of 2021

To

- 1.The Secretary to Government of Tamilnadu,
State of Tamil Nadu,
Public Works Department,
Secretarial, Fort St. George,
Chennai.
- 2.The District Collector,
Kallakurichi District,
Kallakurichi.
- 3.The Revenue Divisional Officer,
Kallakurichi,
Kallakurichi District.



WEB COPY



W.P.No.17580 of 2021

THE HON'BLE CHIEF JUSTICE
AND
J.SATHYA NARAYANA PRASAD,J.

(sasi)

W.P.No.17580 of 2021

01.04.2024