



WEB COPY



W.P. No.18461 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.07.2024

CORAM :

THE HON'BLE MR.R.MAHADEVAN, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P. No.18461 of 2024 and W.M.P. No.20974 of 2024

S. Michael Pandian

Petitioner

v

- 1 The District Collector
Chennai District
Singaravelan Maligai
Rajaji Salai, Chennai 600 001
- 2 The Thasildar
Ambattur, Chennai 600 053
- 3 The Zonal Officer
Zone VII, Greater Chennai Corporation
Ambattur, Chennai 600 053
- 4 The Assistant Engineer
Ward 93, Zone VII
Greater Chennai Corporation
Mugappair, Chennai 600 037
- 5 The Executive Engineer
TANGEDCO, Ambattur Division
3rd Main Road, Ambattur Industrial Estate
Chennai 600 058



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W.P. No.18461 of 2024

Sabari and Leon Electricals Pvt. Ltd.
Rep. by its Director
M.Nelson S/o.Muthu Nayagam
No.75, Golden George Nagar
Pillaiyar Koil Street
Chennai 600 107

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents 1 to 4 to remove the encroachment of the 6th respondent in the "Erikarai Poramboke" in old survey No.382 (pt), T.S.No.58, Ward-H, Block-75, Mugappair Village, Ambattur Taluk, Chennai District, as observed by the 1st respondent in his letter Ref.Na.Ka.No.J13/12355/2023 dated 14.07.2023 in a time bound period.

For petitioner	Mr. K. Mohanamurali
For RR 1 & 2	Mr. A. Edwin Prabakar State Government Pleader
For RR 3 & 4	Mr. E.C. Ramesh Standing Counsel

ORDER

(Made by the Hon'ble Acting Chief Justice)

Heard Mr. K. Mohanamurali, learned counsel for the petitioner, Mr. A. Edwin Prabakar, learned State Government



W.P. No.18461 of 2024

Pleader appearing for respondents 1 and 2 and Mr. E.C. Ramesh, learned Standing Counsel for respondents 3 and 4. Notice to respondents 5 and 6 is dispensed with since no order prejudicial to their interest is passed.

2 This writ petition, in the form of public interest litigation, has been filed seeking a writ of mandamus directing the official respondents to remove the encroachment made by the sixth respondent in Erikarai Poramboke in Old Survey No.382 (pt), T.S. No.58, Ward H, Block 75, Mugappair Village, Ambattur Taluk, Chennai District.

3 Today, when this writ petition was taken up for hearing, the learned State Government Pleader submitted that the first respondent is already seized of the matter and he has, in fact, addressed the second respondent in this regard on 14.07.2023, for appropriate action.



W.P. No.18461 of 2024

4 The aforesaid submission of the learned State Government Pleader is recorded and it is directed that the needful be done for removal of encroachment, if any, on the water body, within a period of eight weeks from the date of receipt of a copy of this order, of course, after affording an opportunity of hearing to all concerned.

With the above direction, this writ petition stands disposed of, sans costs. Connected CMP is closed.

(R.M.D., A.C.J.) (M.S.Q., J.)
10.07.2024

Index : Yes/No
NC : Yes/No
cad



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