



W.P.No.20454 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.03.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.20454 of 2023

K.Mayilsamy

.. Petitioner

Vs.

1. The Government of Tamil Nadu
Rep. by its Secretary to Government
Public Works Department
Fort St. George
Chennai 600 009.
2. The Chief Engineer
Irrigation
Public Works Department
Coimbatore.
3. The District Collector
Coimbatore
Coimbatore District.
4. The District Revenue Officer
Coimbatore
Coimbatore District.



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5. The Revenue Divisional Officer
Coimbatore North
Koundampalayam
Coimbatore, Coimbatore District.
 6. The Tahsildar
Mettupalayam Taluk
Coimbatore District.
 7. The Executive Engineer
Tamil Nadu Water Supply Sewerage Board
NSR Road
Saibaba Colony
Coimbatore.
 8. The Executive Engineer
TANGEDCO
Mettupalayam
Coimbatore.
 9. The Divisional Engineer
Highways Department
Trichy Road
Coimbatore.
 - 10.Dhayanand
 - 11.Gopalasamy
 - 12.Saravana Babu
 - 13.Shanthi
 - 14.Rajappan
 - 15.Muthuveerappan
 - 16.Natarajan
 - 17.Govindaraj
 - 18.Sivakumar
- .. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondents 1 to 9 to take appropriate action for preventing illegal tapping of river water from Bhavani river by disconnecting the electricity service connection to the electric motors installed for illegal pumping and to remove the illegal pipelines laid down for the illegal tapping of water from Bhavani river.

For the Petitioner : Mr.R.Rajaraman

For the Respondents : Mr.T.K.Saravanan
Government Advocate
for Respondents 1 to 6 & 9

Ms.S.Mekhala
Standing Counsel
for Respondent-7

Mr.L.Jaivenkatesh
Standing Counsel
for Respondent-8

Mr.V.Manohar
for Respondent-16

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.R.Rajaraman, learned counsel for the petitioner, Mr.T.K.Saravanan, learned Government Advocate for the respondents 1 to 6 and 9, Ms.S.Mekhala, learned Standing Counsel for



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the seventh respondent, Mr.L.Jaivenkatesh, learned counsel for the eighth respondent and Mr.V.Manohar, learned counsel for the 16th respondent.

2. The petitioner alleges illegal tapping of water from Bhavani river by the respondents 10 to 18.

3. It is submitted that the private respondents herein are digging the lands and laying pipelines from Bhavani river and by deploying electric motor, illegally drawing water from the stream.

4. The affidavit is filed by the second respondent denying the averments of the petitioner.

5. It is the responsibility of the respondents 2 and 3 that illegal tapping of the water does not take place. The respondents 2 and 3 and/or authorised representative may inspect the subject land and ensure that no illegal tapping of water takes place.



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6. The writ petition is disposed of. There shall be no order as to costs. Consequently, W.M.P.No.19847 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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THE HON'BLE CHIEF JUSTICE
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