



W.P.No.21707 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.08.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE P.B.BALAJI

W.P.No.21707 of 2024

Samidoss

.. Petitioner

Vs.

1. The Secretary to Public Works Department
Fort St. George, Chennai.
2. District Collector
Thiruvallur
Thiruvallur District.
3. Revenue Divisional Officer
Thiruthani
Thiruvallur District.
4. The Tahsildar
Thiruthani
Thiruvallur District.
5. The Block Development Officer
Thiruvelangadu Circle
Thiruthani
Thiruvallur District.



W.P.No.21707 of 2024

6. The Deputy Superintendent of Police
Thiruthani
Thiruvallur District.

7. P.K.Venkatesan

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of Mandamus directing the respondents 3 and 4 to implement the order passed by the 3rd respondent vide order dated 12.12.2023 in Na.Ka.in.2696/2023 A3 and consequentially to remove the encroachment made by the 7th respondent vide Survey No.122/4, 122/7 with an extent of 84 cents of Anadheenam land, Arumbakkam Village, Thiruvallur District.

For the Petitioner : Mr.R.Ramesh

For the Respondents : Mr.M.Habeeb Rahman
Government Advocate
for Respondents 1 to 5

Mr.R.Muniyapparaj
Additional Public Prosecutor
for Respondent-6

ORDER

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

The petitioner seeks a direction to the respondents 3 and 4 to implement the order dated 12.12.2023 passed by the third



W.P.No.21707 of 2024

respondent for removing the encroachment made by the 7th respondent in Survey Nos.122/4 and 122/7 of an extent of 84 cents of Anadheenam land, Arumbakkam Village, Thiruvallur District.

2. According to the petitioner, the seventh respondent has encroached the land in question, classified as Anadheenam, by putting up construction. Pursuant to the representation made by the petitioner to the third respondent, the third respondent directed the fourth respondent to remove the encroachment. However, no action was taken by the fourth respondent.

3. Learned Government Advocate appearing for the respondents 1 to 5 submits that the fourth respondent, pursuant to the directions given by the third respondent, will take appropriate action for removing the encroachments in the land in question by following due process of law.

4. In the light of that, the writ petition is disposed of, directing the petitioner to make a fresh representation to the fourth respondent and on receipt of such representation, the fourth respondent shall



W.P.No.21707 of 2024

consider the same and take necessary action to remove the encroachments, if any, after issuing notice to the parties concerned and in accordance with law, within a period of eight weeks thereafter. There shall be no order as to costs.

(D.K.K., ACJ.) (K.B., J.)
07.08.2024

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

1. The Secretary to Public Works Department
Fort St. George, Chennai.
2. District Collector
Thiruvallur, Thiruvallur District.
3. Revenue Divisional Officer
Thiruthani, Thiruvallur District.
4. The Tahsildar
Thiruthani, Thiruvallur District.
5. The Block Development Officer
Thiruvelangadu Circle
Thiruthani, Thiruvallur District.
6. The Deputy Superintendent of Police
Thiruthani, Thiruvallur District.



WEB COPY



W.P.No.21707 of 2024

D.KRISHNAKUMAR, ACJ,
AND
P.B.BALAJI,J.

(kpl)

W.P.No.21707 of 2024

07.08.2024