



WEB COPY



W.P.No.31803 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.11.2024

CORAM :

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.31803 of 2024
and W.M.P.No.34562 of 2024

V.GANDHIRAJ

.. Petitioner

Vs

- 1.THE DISTRICT COLLECTOR
KANCHEEPURAM DISTRICT,
KANCHEEPURAM.
- 2.THE TAHSILDAR
TAHSILDAR BUILDING,
METHA NAGAR, KUNDRATHUR,
CHENNAI - 600 069.
- 3.THE ASSISTANT ENGINEER
PUBLIC WORK DEPARTMENT AND
WATER RESOURCES DEPARTMENT
IRRIGATION DIVISION
SEMBARAMBAKKAM LAKE
KUNDRATHUR TALUK,
CHENNAI - 600 069.



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4. THE MANAGING DIRECTOR
TASMAC,
THALAMUTHU - NATARAJAN BUILDING
GANDHI IRWIN ROAD,
ANSARI ESTATE, EGMORE,
CHENNAI - 600 008.

5.K. DHANDAPANI

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the 1st respondent to immediately conduct an investigation and to take action against the 5th respondent to remove the encroachment in Survey No.164, Sikkarayapuram Village, Kundrathur Taluk, Kancheepuram District and restore the said water body canal.

For Petitioner : Mr.T.Mohan
Senior Counsel
for Mr.P.Krishna Prasad

For Respondents : Mr.A.Edwin Prabakar
State Government Pleader
assisted by Mr.Karthik Jeganath
Government Advocate
for respondents 1 to 3

: Mr.K.Balakrishnan
Standing Counsel
for 4th respondent



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ORDER

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

Shri Prabakar, who accepts notice on behalf of respondents 1 to 3, states that within two weeks they shall do a survey and take necessary steps to remove encroachments, if any.

2. Before starting the survey, petitioner as well as fifth respondent may be called to be present during the survey. If both or either of them is not present, the officer concerned may go ahead and do the survey, even in their absence.

3. The undertaking on behalf of respondent Nos.1 to 3 that if there is any encroachment the same shall be removed by following due process expeditiously, considering the fact that Survey No.164 is shown in the "A" Register as water-channel, is accepted.

4. In view of the above, counsel for petitioner states the petition be disposed of.



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Petition is disposed of. There shall be no order as to costs.

Consequently, interim application also stands disposed of.

(K.R.SHRIRAM, C.J.)

(SENTHILKUMAR RAMAMOORTHY,J.)

07.11.2024

Index : Yes/No

NC : Yes/No

sasi

To:

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KANCHEEPURAM.
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CHENNAI - 600 069.
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THE HON'BLE CHIEF JUSTICE
AND
SENTHILKUMAR RAMAMOORTHY,J.

(sasi)

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