



W.P.No.35740 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.01.2024

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.35740 of 2023

C.Sri Raman

.. Petitioner

Vs.

1. Government of Tamil Nadu
Rep. by its Principal Secretary to Government
Public Works Department
Fort St. George, Secretariat, Chennai – 600 009.
2. The Chief Engineer
Public Works Department
Kamarajar Salai, Chepauk
Chennai – 600 005.
3. The District Collector
Tiruvallur District
Office of the District Collector, Collectorate
Chinna Ekkadu, Jaya Nagar, Master Plan Complex
NH-205, Tiruttani Road, Tiruvallur – 602 001.
4. The Commissioner
Avadi City Corporation
Office of the Avadi City Municipal Corporation
N.M.Salai, Avadi – 600 054.



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5. The Sub Collector
Tiruvallur Revenue Division
Office of the Sub Collector
JN Salai, Tiruvallur – 602 001.

6. The Tahsildar
Avadi Taluk
Office of the Avadi Taluk
Avadi, Chennai – 600 054.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents to consider and dispose of the petitioner detailed representation dated 01.08.2023 in S.No.532, as per the T.S.Ward D, Block No.101, T.S.Nos.33,34,35 these were cart track, and water irrigation canal of the lake, S.No.520, Ward D, Block 100, Town Survey No.28, Cart Track and water irrigation canal of the lake, S.No.518, inner mouth of lake, No.567, Ward D, Block No.89, T.S.No.4, S.No.519, Arabath Lake of an extent of 32 acres situated at Cholaimedu Village of Thiruvallaivoyal Village-II of Avadi Taluk, Tiruvallur District and grant such other further relief.

For the Petitioner : Mr.R.Anandha Babu

For the Respondents : Mr.C.Kathiravan
Special Government Pleader
for R1 to R3, R5 and R6
Mr.R.Gopinath
for R4



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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.R.Anandha Babu, learned counsel for the petitioner,
Mr.C.Kathiravan, learned Special Government Pleader for respondents
1 to 3, 5 and 6 and Mr.R.Gopinath, learned counsel for respondent 4.

2. The petitioner seeks directions to remove the encroachers from the waterbody comprised in S.No.532 and other survey numbers mentioned in the prayer clause.

3. The alleged encroachers are not made as parties to the present petition. Even otherwise, the petitioner can approach the Committee, constituted under the Government Order bearing G.O.Ms.No.64 dated 08.02.2022. If such an application is made by the petitioner to the Committee, the Committee shall consider the said application on its own merits after observing the principles of natural justice.



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4. The writ petition, accordingly, stands disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
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