



W.P.(MD) No.2657 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.02.2024

CORAM:

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P.(MD) No.2657 of 2024
W.M.P.(MD) Nos.2665 and 2667 of 2024**

1. Ganapathy
2. Muthammal
3. Pappammal
4. Sumathi
5. Theethayi
6. Ponnusamy
7. Senbaham
8. Mookkayee
9. Mookkayee
10. Lakshmi
11. Ayyappan



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WEB COPY 12. Chinnaponnu

13. Seethalakshmi

14. Pathima

15. Maruthayee

16. Palaniyammal

17. Chinnakunju

18. Mookkayee

19. Muthu

20. Periasamy

21. Kala

22. Malliga

23. Revathi

24. Bhuvaneswari

25. Subramani

... Petitioners

-VS-

1.The District Collector,
Collector Office,
Trichirappalli.



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2.The Tahsildar,
Taluk Office,
Marungapuri Taluk,
Tiruchirappalli District.

3.The Superintending Engineer,
Highways (Construction and Maintenance),
Tiruchirappalli – 626 020.

4.Assistant Divisional Engineer,
Assistant Divisional Engineer Office,
Highways (Construction and Maintenance),
Manapparai,
Tiruchirappalli District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, forbearing the 4th respondent from the demolishing of the petitioners houses of Athupatti in Ponnampatti Town Panchayat, Marungapuri Taluk, Tiruchirappalli District until the alternative accommodation is provided as per petition of the petitioners dated 20.11.2023 and 18.01.2024

For Petitioner : Mr.S.Radhakrishnan

For Respondents : Mr.T.Amjadkhan
Government Advocate

ORDER

[Order of the Court was made by D.KRISHNAKUMAR, J.]

The prayer in this writ petition is to issue a Writ of Mandamus,



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forbearing the 4th respondent from the demolishing of the houses of the petitioners at Athupatti in Ponnampatti Town Panchayat, Marungapuri Taluk, Tiruchirappalli District, until the alternative accommodation is provided as per petitions submitted by the petitioners dated 20.11.2023 and 18.01.2024

2. Today, when the matter was taken up for hearing, learned Government Advocate appearing for the respondents stated that the encroachment made by the petitioners by putting houses has already been removed on 02.02.2024.

3. In view of the above, the first and main prayer sought for by the petitioner has become infructuous. However, considering the submissions made by the learned counsel for the petitioner regarding the second prayer, this Court directs the second respondent to consider the petitions submitted by the petitioners dated 20.11.2023 and 18.01.2024 and pass orders on merits and in accordance with law as expeditiously as possible.



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3. Accordingly, the Writ Petition is dismissed as infructuous with the above directions. No costs. Consequently, connected Writ Miscellaneous Petitions are closed.

[D.K.K., J.] [R.V., J.]
08.02.2024

Index : Yes / No
Internet : Yes / No
SJ

To

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and
R.VIJAYAKUMAR, J.

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