



**W.P.(MD) No.8070 of 2020**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED :13.03.2024**

**CORAM:**

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR**

**and**

**THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P(MD)No.8070 of 2020**

**and**

**W.M.P(MD)No.7486 of 2020**

C.Sathiyanesan @ Amose

... Petitioner

Vs.

1 The District Collector  
Kanyakumari District,  
at Nagercoil.

2 The Assistant Director of Town Panchayat,  
Kanyakumari District at  
Nagercoil.

3 The Executive Officer,  
Keelkulam Town Panchayat,  
Keelkulam,  
Kanyakumari District

4 Jobin Vinu

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the Respondents 1 to 3 to consider the petitioner's representation dated 28.05.2020 and to take



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appropriate action under the Section 216 of the Tamil Nadu District Municipalities Act, 1920 as against the 4<sup>th</sup> Respondent and to restrain him from making further unauthorized construction and to demolish the unauthorized construction made in Ry.Survey No.537/18C situated at Thenkkinkarai, Keelkulam Desom, Keelkulam Village Vilavancode Taluk, Kanyakumari District.

|                |                                          |
|----------------|------------------------------------------|
| For Petitioner | :Mr.M.R.Sreenivasan                      |
| For R-1 to R-3 | :Mr.T.Amjad Khan,<br>Government Advocate |
| For R-4        | :Mr.R.Murugan                            |

### **ORDER**

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

The petitioner has filed this writ petition seeking for issuance of a Writ of Mandamus directing the Respondents 1 to 3, to consider the petitioner's representation, dated 28.05.2020 and to take appropriate action under the Section 216 of the Tamil Nadu District Municipalities Act, 1920, as against the 4th Respondent and to restrain him from making further unauthorized construction and to demolish the unauthorized construction made in Ry.Survey No.537/18C, situated at Thenkkinkarai, Keelkulam Desom, Keelkulam Village Vilavancode Taluk, Kanyakumari District.



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2. However, when the matter is taken up for hearing today, the learned counsel appearing for the petitioner would submit that the petitioner is not interested in prosecuting the case.

3. In view of the said statement, this writ petition is dismissed. If there is any unauthorized construction, it is for the respondents authorities to take necessary action. No Costs. Consequently, connected Miscellaneous Petition is closed.

**[D.K.K., J.]**

**[R.V., J.]**

**13.03.2024**

Neutral Citation: Yes / No

Index : Yes / No

**PM**

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Keelkulam,  
Kanyakumari District



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D.KRISHNAKUMAR, J.  
**and**  
**R.VIJAYAKUMAR, J.**

PM

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**13.03.2024**