



W.P(MD)No.9091 of 2018

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

**DATED : 26.02.2024**

**CORAM :**

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE  
and  
THE HONOURABLE MR.JUSTICE G.ILANGOVAN**

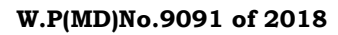
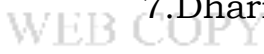
**W.P(MD)No.9091 of 2018**

K.Nagasundaram

... Petitioner

Vs.

- 1.The District Collector,  
O/o.District Collector,  
Ramanathapuram District.
- 2.The Municipality of Rameswaram,  
Rep.By its Commissioner,  
Rameswaram,  
Ramanathapuram District.
- 3.The Tahsildar,  
O/o.The Tahsildar,  
Rameswaram.
- 4.Gnana Sahayaraj
- 5.Babu



## .. Respondents

<https://www.mhc.tn.gov.in/judis>  
**Page 2 of 5**



**W.P(MD)No.9091 of 2018**

for the respondents 1 and 3, Mr.M.Kannan, learned counsel appearing for the second respondent, Mr.M.Jerin Mathew, learned counsel appearing for the respondents 4 and 5 and Mr.A.Haja Mohideen, learned counsel appearing for the respondents 6 to 9.

2. The encroachment is alleged in Survey No.126/2. According to the petitioner, the same is a pathway.

3. According to the learned Advocate appearing for the Municipality, four encroachers have already removed their encroachments. The encroachment alleged against the present respondents is already removed. There are two other persons, who are not parties to the Writ Petition having encroached and the Municipality is required to take appropriate steps in that regard.

4. The learned counsel appearing for respondent Nos.6 to 9 submits that these respondents are poor fisherman, who only put their nets for the purpose of their livelihoods and they have their small shops behind the residence of the petitioner.

5. Be that as it may, the respondents 6 to 9 may approach the Municipality for a proper place for their business which application



**W.P(MD)No.9091 of 2018**

shall be considered by the Municipality on its own merits.

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6. Accordingly, the Writ Petition stands disposed of. No costs.

**[S.V.G., C.J.] [G.I., J.]**  
**26.02.2024**

Index : Yes / No  
Neutral Citation : Yes / No  
RM

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**W.P(MD)No.9091 of 2018**

**THE HONOURABLE CHIEF JUSTICE**  
**and**  
**G.ILANGO VAN, J.**

RM

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**26.02.2024**