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W.P.(MD) No.24959 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.03.2024

CORAM:

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

W.P.(MD) No.24959 of 2022

Chellammal

... Petitioner

-vs-

1.The District Collector
Thoothukudi District

2.The Block Development Officer
Vilathikulam
Thoothukudi District

3.The Tahsildar
Vilathikulam Taluk
Thoothukudi District

4.Perumalakkal

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the second respondent to stop the further construction of building by the fourth respondent in respect of the land in



W.P.(MD) No.24959 of 2022

WEB COPY

Survey No.363/30, situated at Manthikulam Village, Vilathikulam Taluk, Thoothukudi District, by considering the petitioner's representation dated 29.08.2022.

For Petitioner : Mr.S.Ramasamy

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1 & R3
Mr.V.Nirmal Kumar
Government Advocate for R2

ORDER

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

Prayer in this writ petition is to direct the second respondent to stop the further construction of building by the fourth respondent in the land in Survey No.363/30 of Manthikulam Village, Vilathikulam Taluk, Thoothukudi District, by considering the petitioner's representation dated 29.08.2022.

2. According to the petitioner, alleging that the fourth respondent is constructing a house in the subject land without obtaining proper building approval from the competent authority, she gave a representation to the



W.P.(MD) No.24959 of 2022

WEB COPY

second respondent on 29.08.2022. Since the same did not evoke any response, the present writ petition is filed.

3. Learned Government Advocate appearing for the second respondent, on instructions from Mr.A.Siva Sundaram, Zonal Deputy Block Development Officer, Vilathikulam Panchayat Union, Thoothukudi District, who is present before this Court, submits that the entire construction works have already been completed by the fourth respondent.

4. In view of the above submission of the learned Government Advocate for the second respondent, no such direction as prayed for by the petitioner can be granted by this time and the writ petition is, therefore, dismissed as infructuous. No costs.

[D.K.K., J.]

[R.V., J.]

07.03.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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W.P.(MD) No.24959 of 2022

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