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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-04-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

**WP No. 10468 of 2025
and WMP No. 11788 of 2025**

Marimuthu

Petitioner(s)

Vs

1. The Revenue Thasildar
Virudachalam Town and Taluk,
Cuddalore District
2. The Block Development Officer
Virudachalam Town and Taluk,
Cuddalore District
3. The Surveyor
Virudachalam Town and Taluk,
Cuddalore District
4. Shankar

Respondent(s)



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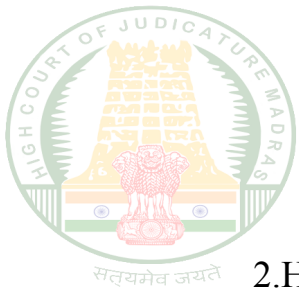
PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the second and third respondent to execute the orders of the first respondent made vide his proceedings O.Mu.(A1)/1642/2024 dated 24.7.2024 and remove the fourth respondents unlawful possession over the road situated in S.No.105/2 in Erumanur village, Cuddalore District.

For Petitioner(s): Ms.P.Premeela

For Respondent(s): Mr.P.Sathish,
Additional Government Pleader
for R1 and R3
Mr.G.Prasanna,
Government Advocate for R2

ORDER

This writ petition has been filed for issue of writ of mandamus directing the respondents 1 to 3 to act upon the online application submitted by the petitioner and to conduct a survey and to remove the encroachment that has been made by the 4th respondent in a public pathway.



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2. Heard Ms.P.Prameela, learned counsel appearing on behalf of the petitioner, Mr.P.Sathish, learned Additional Government Pleader appearing on behalf of respondents 1 & 3 and Mr.G.Prasanna, learned Government Advocate appearing on behalf of the 2nd respondent.

3. It is seen from records that the 1st respondent has already directed a survey to be conducted and a report to be filed through communication dated 24.07.2024. Thereafter, there was absolutely no progress and hence, the present writ petition has been filed before this Court seeking for appropriate direction.

4. Taking into consideration the facts and circumstances of the case and considering the materials placed before this Court, there shall be a direction to the 1st respondent to act upon the application submitted by the petitioner after affording an opportunity to the 4th respondent and conduct a survey in order to ascertain as to whether any encroachment has been made in the public road. A final decision shall be taken, within a period of four weeks from the date of receipt of copy of this order.



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5.This writ petition is disposed of with the above directions. No Costs.

Consequently, connected miscellaneous petition is closed.

02-04-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

ssr



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To

- 1.The Revenue Thasildar
Virudachalam Town and Taluk,
Cuddalore District
- 2.The Block Development Officer
Virudachalam Town and Taluk,
Cuddalore District
- 3.The Surveyor
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Cuddaloredistrict



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N.ANAND VENKATESH J.

SSR

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