



W.P.No.38801 of 2024

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W.P.No.38801 of 2024

M.SUNDAR, J.,
and
K.RAJASEKAR, J.,

[Order of the Court was made by M.SUNDAR. J.,]

Captioned main writ petition was disposed of by this Court in and by an order dated 02.01.2025, however, pursuant to our directive, it is listed under the cause list caption 'FOR REPORT'.

2. Today Mr.S.Prabhu, learned counsel for writ petitioner, Mr.T.K.Saravanan, learned Government Advocate representing Mr.M.S.Arasakumar, learned Government Advocate for R1 and R2 and Mr.M.Babu Muthumeeran, learned Additional Public Prosecutor on behalf of Mr.A.Gokulakrishnan, learned Additional Public Prosecutor for R3 are before us. To be noted, learned Additional Public Prosecutor is instructed by Mr.M.Jayakumar, Special Sub Inspector of Police, Rasipuram Police Station, Namakkal District.



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3. All the aforementioned learned counsel submitted in one voice that the parking has been regulated and there is a quietus to the issue for the present. Learned Additional Public Prosecutor for R3 submits that the parking will be monitored by the local police authorities concerned.

4. Learned Additional Public Prosecutor has placed before us a report from R3 dated 23.01.2025 together with communication from Additional Public Prosecutor to R3 and scanned reproduction of the same are as follows:



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Agreed
25/10/2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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R. Sakthi
S/o Rathinavel,
4/61 Anaipalayam
Rasipuram (TK)
Namakkal (DT)

... Petitioner

Vs-

1. The Chairman
Rasipuram Municipality
Rasipuram Taluk
Namakkal District

2. The Commissioner
Rasipuram Municipality
Rasipuram Taluk
Namakkal District

3. The Superintendent of Police
Namakkal
Namakkal District

... Respondent

STATUS REPORT FILED BY THE 3RD RESPONDENT/SUPERINTENDENT OF POLICE

I am the 3RD Respondent herein. I submit that the Petitioner has filed the above Writ Petition stating that vehicles are parked in a public road in K.S.R.Nagar, Rasipuram in Namakkal Taluk

[Signature]
Superintendent of Police
Namakkal District

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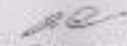
obstructing access to his agricultural lands due to which he is having difficulty in moving his agricultural produce and prayed for maintaining the road for free transportation.

2. I humbly submit that this Hon'ble Court has Suo-Motu impleaded the Superintendent of Police, Namakkal as third respondent.

3. I submit that this Hon'ble Court has directed this Respondent/Superintendent of Police, Namakkal District to look into the matter and ensure that free vehicular access to the writ petitioner's agricultural property via the said road is not obstructed in any manner and to do the needful expeditiously within three weeks.

4) I submit that I caused a spot visit by the Deputy Superintendent of Police, Rasipuram and ascertained that the said road is running in K.S.R. House sites Layout situated in Rasipuram Municipality. The said layout is duly approved by the Town Planning Department by the Deputy Director of Salem Region under the scheme of Sold Plot Frame Work, SPFW/SRDO No.16502/2018, Roc.No.14147/2018, Se.Ma.3, dated 1.11.2018 and as such the said road is a public road and maintained by the Municipality.

5) I submit that strict warnings are given to the people in the area to not to park any vehicle in the road and cause obstruction.


Superintendent of Police,
Namakkal District

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The Writ Petitioner himself has given a statement to the effect that now a days there is no obstructions in the road.

6) I submit that no vehicles are parked at present in the said road and there are no encroachments or obstacles in the road to obstruct free flow of traffic either to the vehicles of the Petitioner or to the vehicles of the general public.

Therefore, I humbly submit that the directions of this Hon'ble Court is fully carried out and hence humbly pray that this Hon'ble Court may be pleased to accept this status report and thus render justice.

Dated this on this the 23rd day of January 2025.

3rd Respondent/
Superintendent of Police
Namakkal District

Superintendent of Police,
Namakkal District



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FINAL ROUND COURT CASE
NOT IMMEDIATE

ATHULAKRISHNAN,
AGST - PUBLIC PROSECUTOR,
HIGH COURT, CHENNAI



Law Chambers Block,
Old P.O. - Prothonotary,
THIRU
High Court,
Chennai - 600 004,
Cell No. 14 13733

W.P.No.38801/2024, DATED 02.01.2025

To

The Superintendent of Police,
Nannakkal District

Sd/-

Sub: W.P.No.38801/2024 on the file of the Hon'ble High
Court of Madras - Petitioner: Sathish Vs State - Reg.

The above subject mentioned matter was listed before the Hon'ble Division Bench consisting of Their Lordships Mr. Justice M. SUNDAR and Hon'ble Justice K. RAJASEKHARAN today on 02.01.2025. The prayer in the writ petition is that the road running in Katur Kattukottai, Rasipuram has been encroached by parties by way of parking cars in the public path way and obstructing the transportation of the agricultural products from the date of the petitioner.

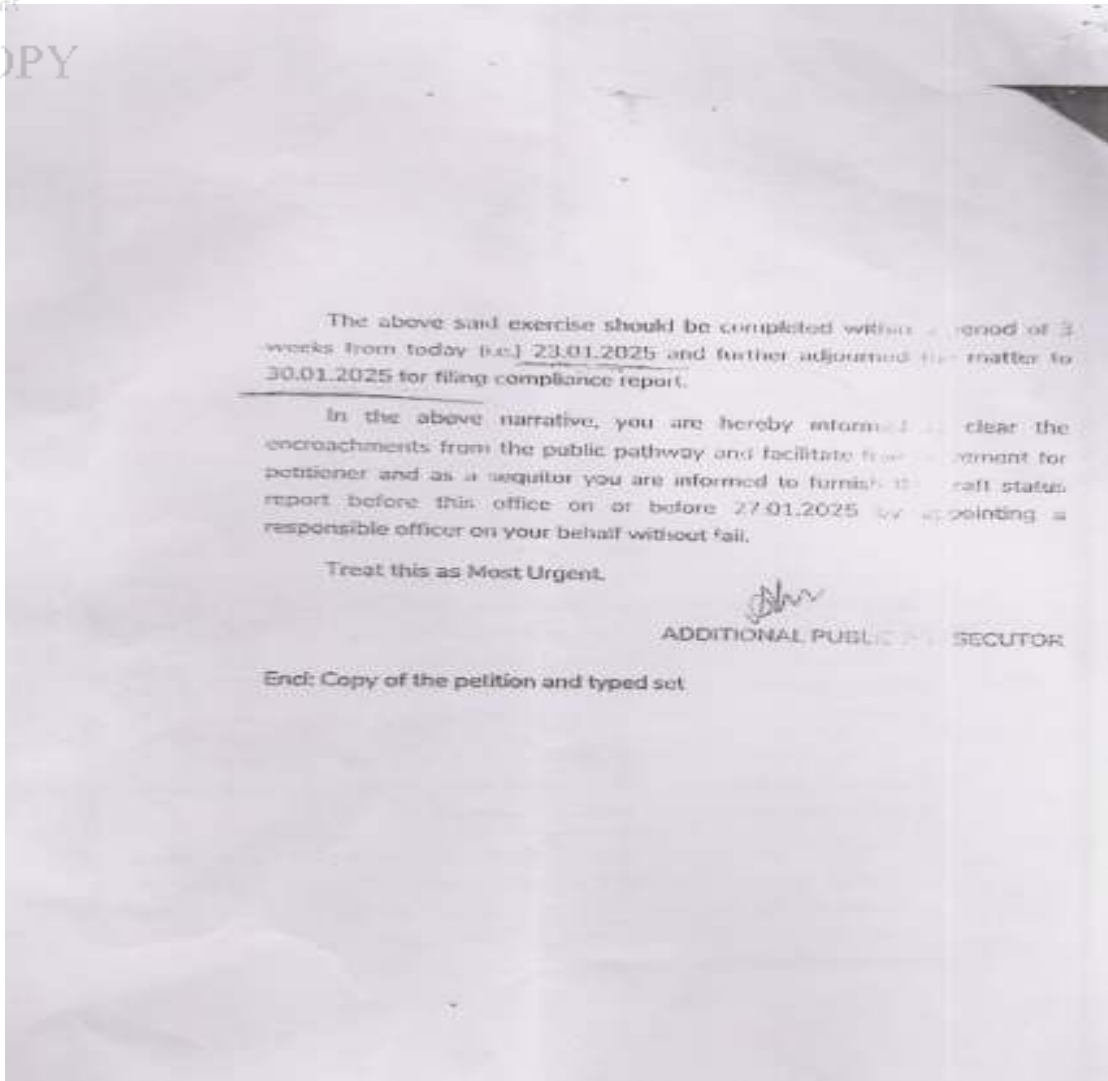
Originally the Chairman, Rasipuram Municipality, Rasipuram Taluk, Nannakkal District and the Commissioner, Rasipuram Municipality, Nannakkal District had been arrayed as Respondents 1 & 2.

During the course of hearing, the Hon'ble Division Bench on the 3rd Respondent and directed the Superintendent of Police, Nannakkal District to remove the encroachments thus facilitating free movement for the petitioner in the said public road.



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5. In the light of the narrative thus far, Registry need not list the captioned writ petition any further.

[M.S., J] [K.R.S., J]
30.01.2025

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**M.SUNDAR, J.,
and
K.RAJASEKAR, J.,**

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30.01.2025