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W.P.(MD)NO.9261 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.03.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No. 9261 of 2024 AND

W.M.P.(MD)No.8438 of 2024

P.Muthupandi

... Petitioner

Vs.

1. The District Collector,
District Collector Office,
Madurai District.
2. The Tahsildar,
Madurai East,
Madurai District.
3. The Chief Engineer,
Madurai Region,
Public Works Department,
Thallakulam,
Madurai District.
4. The Superintending Engineer,
Madurai Region,
Public Works Department Office,
Periyar Vaigai Basin Division,
Madurai.
5. M/s.Tagore Educational Society,
Rep. by its Secretary,
M.Chandraprabha,
Plot No.699, Anna Nagar,
Madurai.



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6. The Karuppayurani Panchayath,
Rep. through its President,
Karuppayurani Village,
Madurai District.

(R-6 is impleaded vide order dated 04.03.2025
in W.M.P.(MD)No.12340 of 2024)

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 4 to restore the PWD Periyar-Kallanthiri 9th canal 10th Madai running from North to South on the eastern side of survey Nos.93/1C1, 93/2C, 92/3D, 92/3E and 92/3F of Kalikappan Village, Madurai East Taluk, Madurai by removing the encroachments made by the fifth respondent by blocking and destroying the PWD water channel by raising a compound wall in the water channel based on the representation sent by the petitioner dated 22.02.2024.

For Petitioner : Mr.R.Rajamohan

For R-1 to R-4 : Ms.P.B.Ahamed Yasmin Parvin,
Government Advocate.

For R-5 : Mr.J.Alaguram Jothi

* * *

ORDER

Heard both sides.



2. The offending encroachment has since been removed. This submission is made by the learned Government Advocate. This assertion is endorsed by the learned counsel appearing for the petitioner also. The learned counsel appearing for the fifth respondent does not dispute the same.

3. Recording the stand taken by both the parties, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
4th March 2025

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

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G.R.SWAMINATHAN, J.

AND

B.PUGALENDHI, J.

PMU

To:

1. The District Collector,
District Collector Office, Madurai District.
2. The Tahsildar,
Madurai East, Madurai District.
3. The Chief Engineer,
Madurai Region, Public Works Department,
Thallakulam, Madurai District.
4. The Superintending Engineer,
Madurai Region,
Public Works Department Office,
Periyar Vaigai Basin Division, Madurai.

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