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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **25.06.2025**

CORAM:

THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P.(MD) No. 17130 of 2025
and
W.M.P.(MD) No.12996 of 2025

A. John Dhanaraj ... Petitioner

Vs

1. The District Collector,
O/o.Collectorate,
Tirunelveli,
Tirunelveli District.

2. The Member Secretary / Joint Director,
Tirunelveli Local Planning Authority,
District Town and Country Planning Office,
Tirunelveli,
Tirunelveli District.

3. The Commissioner,
Tirunelveli City Municipal Corporation,
Tirunelveli District.

4. Rev. Alwin Bright ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for

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issuance of Writ of Mandamus to direct the respondents 1 to 3 to take appropriate action against fourth respondent to remove the Tower put up in St.Peters Church, Nehru Main Street, Kamaraj Nagar Street, M.K.P.Nagar, Palayamkottai, Tirunelveli District, based on petitioner's complaint/ representation, dated 22.08.2024.

For petitioner : Mr. P.Veerapandi

For respondents : Mr.D.Ghandhiraj
Special Government Pleader for R1 & R2
Mr.A.Sivanupandian
Standing Counsel for R3

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ORDER

This Writ Petition is disposed of at the time of admission after dispensing with the notice to the fourth respondent and counter of the respondents 1 to 3, who are represented by Mr.D.Ghandhiraj, learned Special Government Pleader and Mr.A.Sivanupandian, learned Standing Counsel.

2. It is informed by the learned counsel for the petitioner that the fourth respondent is putting up a construction over the Church, namely, St.Peter's Church, without any proper authorisation and as a neighbour, the petitioner is disturbed. However, as far as the question, as to how the petitioner, in his

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individual capacity, is disturbed by the so called unauthorised construction, is concerned, which is highly debatable, there is also no answer forthing from the petitioner.

3. It appears that the petitioner has some rivalry and dispute with the fourth respondent and has, thus, approached this Court. Therefore, jurisdiction of the Court cannot be allowed to settle private disputes between the private parties.

4. At this stage, it is informed by the learned Special Government Pleader for the respondent 1 and 2 that the first respondent has directed the Revenue Divisional Officer, Tirunelveli to inspect the Church premises and to give a report to the first respondent for taking suitable action.

5. Recording the same, this Writ Petition is closed. No costs. Consequently, connected miscellaneous petition is closed.

Index : Yes / No
Internet : Yes / No
apd

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C.SARAVANAN, J.

apd

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