



W.P.(MD) No.26705 of 2019

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.07.2025

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

W.P.(MD) No.26705 of 2019

K.Velmurugan

... Petitioner

-vs-

- 1.The Director
Urban and Rural Development Project
L.I.C.Bank Side
Sengalvarayan Buildings 4th Floor
No.807, Anna Salai
Chennai-600 002
- 2.The District Collector
Tirunelveli
Tirunelveli District
- 3.The Member Secretary
Local Planning Authority
Xavier Colony
South Bye Pass Road
Tirunelveli-627 005
- 4.The Commissioner
Tirunelveli Corporation
Tirunelveli District
- 5.The Commissioner of Police



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Tirunelveli City
Tirunelveli-627 002

6.The Assistant Engineer
Water Resource Department /
Public Works Department
Palayamkalvaipirivu
Tirunelveli-627 002

7.The Managing Director
State Express Transport
Corporation Ltd.,
Tiruvalluvar House
Pallavan Salai
Chennai-600 002

8.The General Manager
State Express Transport
Corporation Ltd.,
Depot-I, Vannarpettai
Tirunelveli-627 003

9.The Managing Director
Sri Lakshmi Gayathri Hotel
and Vignesh Marriage Hall
No.53, TTC Complex
Vannarpettai
Near Chellapandian Statue
Tirunelveli-627 003

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 6 to take appropriate action against the 9th respondent for the encroachment and unauthorized construction of shops made in No.53, TTC Complex, Vannarapettai, Near to



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Chellapandian Statue, Tirunelveli-627 003 and to take steps to remove the same on the basis of the petitioner's representation dated 03.05.2019.

For Petitioner : Mr.A.Saravanan
for Mr.P.Jeya Sankar

For Respondents : MrMr.P.Thilakkumar
Government Pleader for R1 to R3 & R6
Mr.S.Sethupathi for R4
Mr.T.Senthil Kumar
Additional Public Prosecutor for R5
Mr.S.C.Herold Singh for R7
Mr.S.Pandiaraj for R8
Mr.T.Dinesh
for M/s.Veera Associates for R9

ORDER

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

The writ on hand has been instituted seeking a direction to the respondents 1 to 6 to take appropriate action against the ninth respondent for the encroachment and unauthorized construction of shops made in No.53, TTC Complex, Vannarapettai, near to Chellapandian Statue, Tirunelveli-627 003 and to take steps to remove the same on the basis of the petitioner's representation dated 03.05.2019.



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2. The Assistant Engineer, Public Works Department (WRD), filed a counter affidavit stating that the encroachments have been identified and a report has been submitted to the authority concerned for initiation of necessary action. However, the statutory notice for removal of encroachments is yet to be issued.

3. In view of the above, the respondents 1 to 6 are directed to initiate the enforcement action to remove the encroachments by following the procedures as contemplated under the relevant statutes and rules. The said exercise is directed to be completed within a period of twelve weeks from the date of receipt of a copy of this order.

4. With the above observation, this writ petition is disposed of. No costs.

[S.M.S., J.] [A.D.M.C., J.]
07.07.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To:
1.The Director,

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- 5.The Assistant Engineer,
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