



W.P(MD)No.24993 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.09.2025

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND

THE HONOURABLE **MR.JUSTICE C.KUMARAPPAN**

W.P(MD)No.24993 of 2025

and

W.M.P(MD)No.19614 of 2025

M.Kalaikannan

... Petitioner

Vs.

1.The Revenue Divisional Officer,
O/o.Revenue Divisional Office,
Madurai.

2.The Divisional Engineer,
Highways,
Construction & Maintenance,
Madurai.

3.The Assistant Engineer,
Highways,
Construction & Maintenance,
Madurai.

4.The Tahsildar,
O/o.Tahsildar,
Vadipatti,
Madurai.

... Respondents

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PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records pertaining to the impugned order passed by the second respondent in Ka.No.17/2025/A4 dated 29.08.2025 and quash the same.

For Petitioner : Ms.Rajalakshmi
For RR 1 to 4 : Mr.M.Sarangan
Additional Government Pleader

ORDER

(Order of the Court was made by **DR.ANITA SUMANTH, J.**)

Mr.M.Sarangan, learned Additional Government Pleader who appears for the respondents would fairly submit that the impugned order dated 29.08.2025 passed by the second respondent/Divisional Engineer, Highways, Madurai ought to have been preceded by a show cause notice in terms of the provisions of Section 28(2)(ii) of the Tamil Nadu Highways Act, 2001, which has not been issued.

2. In such circumstances, the impugned order is set aside and shall be treated as a show cause notice by the petitioner, who shall file a reply to the same within a period of two (2) weeks from today. Upon



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receipt of the reply, the petitioner shall be heard and proceedings concluded in accordance with law, within a period of four (4) weeks from date of personal hearing.

3. This Writ Petition is allowed. No costs. Consequently, connected Miscellaneous Petition is closed.

[A.S.M.J.] & [C.K.J.]
12.09.2025

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

To

- 1.The Revenue Divisional Officer,
O/o.Revenue Divisional Office,
Madurai.
- 2.The Divisional Engineer,
Highways,
Construction & Maintenance,
Madurai.

DR.ANITA SUMANTH, J.
AND
C.KUMARAPPAN, J.

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3.The Assistant Engineer,
Highways,
Construction & Maintenance,
Madurai.

4.The Tahsildar,
O/o.Tahsildar,
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