



W.P.No.49441 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.01.2026

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,  
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.49441 of 2025  
and W.M.P.No.55236 of 2025

M.Gopalakrishnan  
Secretary,  
Sri Muruga Nivas Apartment Welfare  
Association  
S/o.Mahadevan,  
No.12/13, Rajammal Layout,  
Sri Muruga Nivas Apartment,  
Ponnaiah Rajapuram Main Road,  
Coimbatore- 641 001.

Petitioner

Vs

- 1.The Commissioner  
Coimbatore City Municipal Corporation,  
Coimbatore- 641 001.
- 2.The District Collector  
Coimbatore Collector Office,  
Coimbatore- 641 018.
- 3.The Assistant Commissioner  
Coimbatore City Municipal Corporation  
(West Zone), R.S.Puram,  
Coimbatore- 641 001.



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4.The Local Planning Committee Member  
Coimbatore City Municipal Corporation  
(West Zone),  
Coimbatore- 641 001.

5.M.Somasundaram  
S/o.P.Mallaiah,  
No.384, Edayar Street,  
Coimbatore- 641 001.

6.S.Shanthi  
W/o.M.Somsundaram,  
No.384, Edayar Street,  
Coimbatore- 641 001.

#### Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents 1 to 4 to consider the representation dated 09.09.2025, 13.09.2025, 23.09.2025 and 08.11.2025 and take action against the unauthorized construction by the 6<sup>th</sup> and 7<sup>th</sup> respondents.

For Petitioner: Ms.D.Latha

For Respondents: Mr.N.Velmurugan  
Standing Counsel  
for respondent Nos.1 and 3

Mr.E.Vijay Anand  
Addl. Government Pleader  
for respondent No.2



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ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

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Heard learned counsel for the parties.

2. We are not inclined to exercise our extraordinary jurisdiction under Article 226 of the Constitution of India to go into the allegation of the alleged illegal construction by the private respondents, as it is not with regard to public street, road, government land, park, waterbody, etc.

3. Leaving it open for the authorities to examine, the writ petition is closed. There shall be no order as to costs. Consequently, connected miscellaneous petition is also closed.

If the petitioner's easementary rights are affected, petitioner has a remedy to file civil suit.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)  
02.01.2026

Index : Yes/No  
Neutral Citation : Yes/No  
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THE HON'BLE CHIEF JUSTICE  
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