



W.P(MD)No.576 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.04.2026

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HONOURABLE MS.JUSTICE R.POORNIMA

W.P(MD)No.576 of 2022

and

W.M.P(MD)No.435 of 2022

M.Ramamoorthy

... Petitioner

Vs.

- 1.The District Collector,
Thenkasi,
Thenkasi District.
- 2.The Divisional Engineer,
National Highways,
Tirunelveli.
- 3.The Thasildar,
Sivagiri Taluk,
Thenkasi District.
- 4.The Assistant Divisional Engineer,
National Highways,
Thenkasi,
Thenkasi District.
- 5.The Chairman,
Tamil Nadu Generation and Distribution
Corporation Ltd.,



W.P(MD)No.576 of 2022

144, Anna Salai,
Chennai - 600 002.

***(R5 is suo motu impleaded vide
order of this Court dated 12.01.2022)***

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorari, to call for the records pertaining to the impugned Proceedings No.30/2021/A1 dated on 29.12.2021 on the file of Respondent No.4 and quash the same as illegal.

For Petitioner : Mr.Mahaboob Fazil

For Respondents : Mr.G.V.Vairam Santhosh
Additional Government Pleader
for R.1 to R.4

ORDER

(Order of the Court was made by G.R.Swaminathan J.)

Heard both sides.

2.The petitioner challenges the impugned order dated 29.12.2021 issued by the fourth respondent. According to the fourth respondent, the petitioner had encroached upon the highway. The petitioner had admittedly given detailed objections. Unfortunately, in the impugned order, the objections have been disposed of in a cryptic manner. On this sole ground, we set aside the impugned order.



W.P(MD)No.576 of 2022

3.The matter is remitted to the file of the fourth respondent. The fourth respondent shall pass an order afresh by duly considering the writ petitioner's objections. We make it clear that we have not gone into the merits of the matter. The contentions of both the parties are left open.

4.This Writ Petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

[G.R.S., J.] [R.P, J.]

07.04.2026

1/2

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

To

1.The District Collector,
Thenkasi, Thenkasi District.

2.The Divisional Engineer,
National Highways,
Tirunelveli.

3.The Thasildar,
Sivagiri Taluk,
Thenkasi District.



W.P(MD)No.576 of 2022

4.The Assistant Divisional Engineer,
National Highways,
Thenkasi, Thenkasi District.

5.The Chairman,
Tamil Nadu Generation and Distribution
Corporation Ltd.,
144, Anna Salai,
Chennai - 600 002.



WEB COPY



W.P(MD)No.576 of 2022

G.R.SWAMINATHAN, J.

AND

R.POORNIMA, J.

MGA

W.P(MD)No.576 of 2022

07.04.2026

1/2