



WEB COPY



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W.P.(MD)NO.9723 OF 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.06.2026

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MS.JUSTICE R.POORNIMA

W.P.(MD)No.9723 of 2022

and

W.M.P.(MD)No.6970 & 6972 of 2022

The Secretary,
ZKM Higher Secondary School,
Bodinayakanur,
Theni District – 625 501.

... Petitioner

Vs.

The Commissioner,
Bodinayakanur Municipality,
Bodinayakanur,
Theni District.

... Respondent

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records of the impugned order passed by the respondent in Na.Ka. No.71/2021/F1 dated 06.04.2022 and quash the same as illegal.

For Petitioner : Mr.V.Muthukamatchi

For Respondent : Mr.A.Kannan

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W.P.(MD)NO.9723 OF 2022

ORDER

(By G.R.SWAMINATHAN, J.)

Heard both sides.

2. The impugned communication calling upon the petitioner to remove the encroachment in question is quashed on the only ground that it was not preceded by show cause notice. The matter is remanded to the respondent. The respondent shall issue notice to the writ petitioner and thereafter, take action in accordance with law. With the aforesaid liberty, this writ petition stands allowed. No costs. Consequently, connected miscellaneous petitions are closed.

(G.R.SWAMINATHAN, J.) & (R.POORNIMA, J.)
01st June 2026

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

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G.R.SWAMINATHAN, J.

AND

R.POORNIMA, J.

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