

W.P.(MD) No.7827 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.03.2026

CORAM

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.(MD) No.7827 of 2026

and

W.M.P.(MD) No.6401 of 2026

S.Dhanushkodi Durai

... Petitioner

Vs.

1.The Assistant Engineer
(Construction and Maintenance),
Highways Department,
Vallioor, Tirunelveli District.

2.The Assistant Divisional Engineer
(Construction and Maintenance),
Public works Department,
Nanguneri, Tirunelveli District.

3.The Executive Officer,
Vallioor Town Panchayat,
Vallioor, Tirunelveli District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus forbearing the second respondent from putting up any construction in the nature of bus shelter in front of the property belongs to the petitioner's family situated at Survey No.301/1C in



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Vadakku Vallioor Part-I, Radhapuram Taluk, Tirunelveli District without getting proper no objection certificate from the first respondent as per his letter dated 23.02.2026 in Ka.No. 28/2026/U.Po.

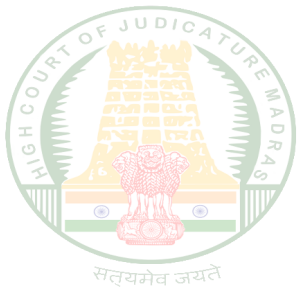
For Petitioner : Mr.K.Sudalaiyandi
For R1 & R2 : Mr.P.Thambidurai
Government Advocate
For R3 : Mr.H.Arumugam
Standing Counsel

ORDER

Issue notice of motion returnable by 09.04.2026.

2. Mr.P.Thambidurai, learned Government Advocate, takes notice for the first and second respondents. Mr.H.Arumugam, learned Standing Counsel, takes notice for the third respondent.

3. Upon perusal of the records of the case and upon hearing the learned counsel for the petitioner, it is seen that even without proper permission from the first respondent, the second respondent has started construction of a bus shelter in front of the property belongs to the petitioner's family situated at Survey No.301/1C in Vadakku Vallioor Part-I, Radhapuram Taluk, Tirunelveli District.



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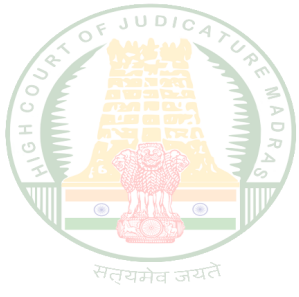
4. The learned Standing Counsel appearing on behalf of the third respondent would submit that merely because there were certain objections with reference to the temple situated on the opposite side, where the bus shelter was originally sought to be located, the construction has now been started at the subject place.

5. The question of location and also whether due permission was obtained from the first respondent has to be considered by this Court. In view thereof, a *prima facie* case is made out. Let there be an interim injunction restraining the second respondent from proceeding further with the construction of the bus shelter until 09.04.2026.

6. Post the case on 09.04.2026. Counter affidavit, if any, shall be filed on or before 09.04.2026.

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D.BHARATHA CHAKRAVARTHY, J.

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