



W.P.(MD)No.10616 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 27.03.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.10616 of 2024
and
W.M.P.(MD)No.9505 of 2024

S.Senbagavalli

... Petitioner

Vs.

**1.The District Collector,
Office of the District Collector,
Trichy District.**

**2.The Executive Officer,
Public Works Department,
Trichy.**

**3.The Tahsildar,
Trichy West Taluk Office,
Bharathidasan Road,
Trichy.**

**4.The Commissioner,
Tiruchirappalli City Corporation,
Tiruchirappalli.**

... Respondents

**(R4 is impleaded by this Court
vide order dated 27.03.2025 in
W.M.P.(MD)No.21447 of 2024 by
GRSJ & BPJ)**



W.P.(MD)No.10616 of 2024

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, to forbear the respondents herein in any manner forming any of the road of changing the nature of the Edamalaipatti Puduru Kollamkulam Water Body by encroaching the huge extent of the said kulam based on the petitioner representation dated 23.03.2024.

For Petitioner :Mr.B.Jameelarasu

For Respondents :Mr.K.Balasubramani
Special Government Pleader
for R1 to R3

: Mr.K.R.Kishore Ram
for M/s.R.B.Law Associates
for R4

ORDER

Heard both sides.

2. The Commissioner, Trichirappalli Corporation submitted an application to the Government under G.O.(Ms).No.101, Water Resources (R2) Department, dated 30.09.2024 for revitalization and beautifying the petition mentioned bank. In anticipation of approval from the Government, they have already commenced their work. The petitioner brought to our notice that in the guise of implementing the project, pucca road was sought to be formed across the bank. We therefore granted interim injunction.



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3. The learned Special Government Pleader now states that the application submitted by the corporation will be processed by the Government and an appropriate order will be passed. It is undertaken by the respondents that the original character of the water body will be maintained. In other words, no road will be laid inside or across the water body. Its nature will not be altered. The bund will be duly protected. Any revitalization and beautifying activity may go on without disturbing the water body. The storage capacity of the water tank shall also not be reduced.

4. The Writ Petition is allowed on these terms. No costs.

[G.R.S., J.] [B.P., J.]
27.03.2025

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

1. The District Collector,
Office of the District Collector,
Trichy District.

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2.The Executive Officer,
Public Works Department,
Trichy.

3.The Tahsildar,
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