

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.06.2019

CORAM

THE HONOURABLE Mr.JUSTICE M.DHANDAPANI

W.P. 15374 of 2008

and

M.P. 1 of 2008

1. T.Govindaraajalu
2. N.Chandrasekaran
3. M.Alphonse Mary
4. G.Pushpalatha
5. MR.Padma
6. N.Gunavathy
7. K.Yasodha
8. R.Murugesan
9. M.Ramesh
10. V.Nirmala
11. N.Ganesamoorthy

... Petitioners

Vs

1. The District Collector,
Coimbatore District,
Coimbatore.
2. The Commissioner,
Coimbatore Municipal Corporation,
Coimbatore-1.
3. The Divisional Engineer,
Highways Department,
Trichy Road,
Coimbatore-18.
4. The Inspector of Police,
Law and Order,
B-4 Race Course Police Station,
Coimbatore-18.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, calling for the entire records relating to the impugned order passed by the 2nd respondent in his proceedings No.Na.Ka.3301/2008/H-1/The, dated 12.05.2008 and quash the same and consequently directing the respondents to allot alternative

place to the petitioners by way of constructing 16 typing rooms as per proceedings of the 2nd respondent in Na.Ka.No.103986/95/Pa.Va., dated 17.10.1995 situated at Kadalaikkara Lane, nearer to Collectorate, Coimbatore.

For Petitioner : Mr.C.Prakasam

For Respondents : Mrs.K.Bhuvaneswari,
Addl. Govt. Pleader
for R1, R3 & R4

Mr.R.Shivakumar for R2

ORDER

This Writ Petition has been filed challenging the impugned order of 2nd respondent and to quash the same and consequently directing the respondents to allot alternative place to the petitioners by way of constructing 16 job typing rooms as per the proceedings of the 2nd respondent dated 17.10.1995 situated at Kadalaikkara Lane, nearer to Collectorate, Coimbatore.

2. The case of the petitioners is as follows :-

The petitioners are job typists and doing the said typing work in front of the Collectorate, Coimbatore without any interference or disturbance to anybody and they were paying 'B' memo charges to the revenue department and also put up small petty shops and in that petty shops, the petitioners are doing job typing work and eking out their livelihood. While being so, the District Collector, Coimbatore had authorised the revenue department to evict the petitioners from the above said place. Accordingly, they were evicted and after eviction, they have made a representation to the respondents to accommodate them in a suitable place and filed a Writ Petition in W.P.No. 8094 of 2008 and this Court has issued a direction to the 2nd respondent to dispose of the representation of the petitioners on merits and in accordance with law. Subsequently, the present impugned order was passed. Against which, the petitioners have filed the present Writ Petition.

3. Mrs.K.Bhuvaneswari, learned Additional Government Pleaders appearing for the respondents 1, 3 and 4, on instructions, would submit that the respondents are taking steps to find out a suitable place for accommodating the petitioners and as and when the suitable place is available, the petitioners will be accommodated within a period of six months.

4. On recording the submissions made by the learned Addl. Govt. Pleader appearing for the respondents 1, 3 and 4, this

Court has inclined to close the Writ Petition and the respondents are directed to find a suitable place to the petitioners within a period of six months from the date of receipt of the copy of this order. With the above said direction, this Writ Petition stands closed. No costs. Consequently, the connected Miscellaneous Petition is also closed.

Sd/-
Assistant Registrar (CS-V)

//True Copy//

Sub Assistant Registrar

rpp

To

1. The District Collector,
Coimbatore District,
Coimbatore.
2. The Commissioner,
Coimbatore Municipal Corporation,
Coimbatore-1.
3. The Divisional Engineer,
Highways Department,
Trichy Road,
Coimbatore-18.
4. The Inspector of Police,
Law and Order,
B-4 Race Course Police Station,
Coimbatore-18.

+1 cc to M/s.R.Sivakumar, Advocate, S.R.No.51819

+1 cc to M/s.C.Prakasam, Advocate, S.R.No.51593

+1 cc to the Government Pleader, S.R.No.51681

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and
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VBA (CO)
SSM(25/07/2019)