



W.P(MD)No.27715 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 23.11.2023

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.27715 of 2023

Thillai Murugan

... Petitioner

Vs.

1.The District Collector,
Tiruneveli District,
Tirunelveli.

2.The Tahsildar,
Radhapuram Taluk,
Radhapuram,
Tirunelveli District.

3.The Block Development Officer,
Radhapuram Panchayat Union,
Radhapuram,
Tirunelveli District.

4.The President,
Idinthakarai Panchayat,
Idinthakarai,
Radhapuram Taluk,
Tirunelveli District.

... Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, the respondents to remove all the encroachments and obstructions made in the Kaduthula tank odai meant for cultivation through kaduthula tank situated in survey No.69 of Vijayapathi Village, Radhapuram Panchayat Union, Radhapuram Taluk, Tirunelveli District in the light of the finding given by the Revenue inspector, Radhapuram firka dated 31.12.2022 by considering the petitioners representation dated 17.04.2023.

For Petitioner : Mr.S.R.Anbarasu

For Respondents : Mr.V.Nirmalkumar,
Government Advocate.

ORDER

Heard both sides.

2.When the matter was taken up for hearing, the learned Government Advocate appearing for the respondents submitted that not only in S.No.69 but also in S.No.70/1 and 75/4, encroachments have been identified. The respondents are directed to issue notice to the encroachers and remove the encroachments after following due process of law. We make it clear that the defences of third parties who are not

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before us have not been foreclosed. The entire exercise shall be completed by the respondents within a period of four months from the date of receipt of a copy of this order.

3.This writ petition is disposed of accordingly. No costs.

**(G.R.S.J.) & (B.P.J.)
23.11.2023**

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

To:-

- 1.The District Collector,
Tirunelveli District,
Tirunelveli.
- 2.The Tahsildar,
Radhapuram Taluk,
Radhapuram,
Tirunelveli District.
- 3.The Block Development Officer,
Radhapuram Panchayat Union,
Radhapuram, Tirunelveli District.
- 4.The President,
Idinthakarai Panchayat,
Idinthakarai,
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and
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