



W.P(MD)No.33491 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 24.11.2025

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.33491 of 2025

B.Immanuel

... Petitioner

Vs.

- 1.The District Collector,
Madurai District.
- 2.The District Revenue Officer,
Madurai District.
- 3.The Revenue Divisional Officer,
Madurai North Division,
Madurai District.
- 4.The Thasildar
Madurai North Division,
Madurai District.
- 5.The Village Administrative Officer,
Melmadurai Village, Madurai.
- 6.Chennai Network Infrastructure Limited (CNIL)
Having registered office at,
Door No.34/1 DL, New No.403/L,
Samson Tower, 7th Floor,
Pantheon Road, Egmore,
Chennai 600 008.



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7.AIRCEL Limited,
Represented by its Technical Head,
Mr.G.V.Jayasimman,
S/o. G.N.Venugopal,
Sterling Towers, No.327, Anna Salai,
Teynampet, Chennai-600018.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 1st respondent to permit the petitioner to uninstall the left unmaintained cell phone tower of the 6th and 7th respondents situated at T.S.No.1583/2 situated in Melamadurai Village, Ellis Nagar, Madurai within the jurisdiction and limits of Sub-Registrar Madurai, Taluk Madurai, Madurai District based on the petitioner's representation dated. 18/10/2025.

For Petitioner : Mr.S.Manikandan

For Respondents : Mr.M.Gangatharan,
Government Advocate for R1 to R5.

ORDER

Heard the learned counsel for the writ petitioner and the learned Government Advocate for the respondents 1 to 5.



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2.The petitioner is the owner of the petition-mentioned land. He entered into an agreement with the respondents 6 and 7 and permitted them to install a cellphone towers in his land. The lease period has long since expired. For the last six years, they are not paying any rent. The petitioner called upon them to remove the cellphone tower. Since the licensees did not respond, the present writ petition has been filed.

3.As on date, the cellphone towers have become dysfunctional. The petitioner is permitted to dismantle the petition-mentioned cellphone towers and sell the resulting scrap and appropriate the sale proceeds towards his dues from the respondents 6 and 7. The petitioner shall send one more communication to the respondents 6 and 7. This order copy shall also be enclosed along with the said communication. Such a communication shall be issued by the petitioner within a period of one day after receipt of the order copy. The petitioner shall wait for exactly fifteen days after the receipt of the said communication. If the respondents 6 and 7 have any grievance, they are entitled to file a review application before this Court immediately. This order can be enforced by



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the writ petitioner only after thirty days after the receipt of a copy of this order.

4.This writ petition is allowed accordingly. No costs.

24.11.2025

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

- 1.The District Collector,
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G.R.SWAMINATHAN, J.

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