



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-06-2026

CORAM

THE HON'BLE MR JUSTICE M.DHANDAPANI

**WP No. 26096 of 2018 and
WMP.No.30890 of 2018**

Kuppusamy
Thathiyangarpatty Village,
Omalur Taluk, Salem District.

..Petitioner

Vs

1. The District Collector &
Inspector of Panchayat,
Salem, Salem District.
2. The Block Development Officer
Omalur Panchayat Union, Omalur,
Salem District.
3. The Executive Officer,
Thathiyangarpatty Village Panchayat,
Thathaiyangarpatty, Omalur Taluk,
Salem District.
4. Karthi
S/o. Kanthan, Thathiyangarpatty Village,
Omalur Taluk, Salem District.
5. Jayakumar
S/o.Manikan, Thathiyangarpatty Village,
Omalur Taluk, Salem District.
6. Selvam
S/o. Chithan, Thathiyangarpatty Village,
Omalur Taluk, Salem District.
7. Manikam
S/o.Annamalai,
Thathiyangarpatty Village, Omalur Taluk,
Salem District.



8. Kupppusamy,
S/o.Marimuthu,
Thathiyangarpatty Village, Omalur Taluk,
Salem District.

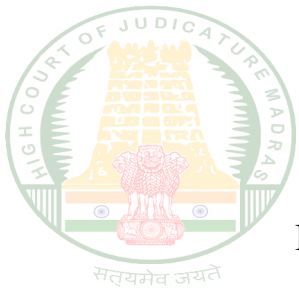
9. Murugan,
S/o.Kanthan
Thathiyangarpatty Village Omalur Taluk,
Salem District.

10.Kanthasamy,
S/o.Mathaiyan
Thathiyangarpatty Village, Omalur Taluk,
Salem District

11.Ganapathy
S/o.Govindan,
Thathiyangarpatty Village, Omalur Taluk,
Salem District.

..Respondents

Writ Petition filed under Article 226 of Constitution of India seeking for issuance of writ of Mandamus directing the respondents to restore the portion the petitioner's agricultural loands comprised in S.Nos, 22/2A and 22/2B, Thathiyangarpatty Village, Omalur Taluk, Salem District, wherein a road has been formed illegally, to its original condition and forbearing the respondents and their men from in any manner interfering with the petitioner's possession and enjoyment of his said agricultural lands besides directing the respondents to pay damages to the petitioner for the destruction of the sugarcane crops, well, borewells, pipelines and cutting and carrying of the valuable trees within the time that may be fixed by this Court.



For Petitioners:

Mr.P.Mani

WEB COPY For Respondents:

Mr.M.Sivavarthanan (R1 to R3)

Government Counsel

No appearance (R4,R6 to R11)

No appearance (R5)

ORDER

This Writ Petition has been filed seeking a direction to the respondents to restore the portion the petitioner's agricultural lands comprised in S.Nos, 22/2A and 22/2B, Thathiyangarpatty Village, Omalur Taluk, Salem District, wherein a road has been formed illegally, to its original condition and forbearing the respondents and their men from in any manner interfering with the petitioner's possession and enjoyment of his said agricultural lands besides directing the respondents to pay damages to the petitioner for the destruction of the sugarcane crops, well, borewells, pipelines and cutting and carrying of the valuable trees.

2. The case of the petitioner is that he is the owner of the agricultural lands in S.Nos.22/2A and 22/2B measuring 1.35 acres and 0.85 acres respectively. The respondents 1 to 3 along with others tried to form a road in the petitioner's agricultural lands on 04.09.2023. Therefore, the petitioner filed a suit in O.S.No.299 of 2013, before the District Munsif Court, Omalur, seeking permanent injunction against the respondents 1 to 3, in which the respondents 1



to 3 filed written statement stating that there is no proposal to form the road in the petitioner's land and therefore the petitioner had withdrawn the said suit.

While so, on 04.09.2018, the respondents 2 to 11 forcibly entered into the petitioner's land and destroyed the sugarcane crops, bore wells, pipeline illegally, by threatening and assaulting the petitioner and his family members.

Hence this petition.

3. The learned counsel for the petitioner would submit that a direction may be issued to the official respondents to conduct enquiry into the matter and restore the petitioner's land.

4. The learned Government Counsel appearing for the respondents 1 to 3 would submit that the issue involved in this writ petition pertains to civil dispute between the petitioner and the private respondents and therefore the petitioner has to redress his grievance before the civil Court. He therefore prays for dismissal of this Writ Petition.

5. Heard both sides. Perused the records.

6. A perusal of the records clearly shows that the dispute pertains to civil dispute and therefore the petitioner has to agitate before the competent civil Court for redressing his grievance.



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7. In view of the same, this Writ petition is disposed of with liberty to the petitioner to approach the competent civil Court for appropriate remedy. No costs. Consequently, connected Miscellaneous Petition is closed.

04-06-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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To

1. The District Collector
Salem, Salem District.Salem.
2. The Block Development Officer
Omalur Panchayat Union, Omalur, Salem District.
3. The Executive Officer
Thathiyangarpatty Village Panchayat, Thathaiyangarpatty, Omalur Taluk,
Salem District.



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M.DHANDAPANI, J.

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