



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.06.2021

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

and

THE HONOURABLE MRS.JUSTICE S.ANANTHI

W.P.[MD]No.10055 of 2021

WEB COPY

Karuppaiah : Petitioner

Vs.

1.The District Collector,
District Collector Office,
Pudukkottai District.

2.The Tahsildar,
Tahsildar Office,
Kulathur Taluk,
Pudukkottai District.

3.The Block Development Officer (Village Panchayat),
Block Development Office
Annavasal, Pudukkottai District.

4.The President,
Sathyamangalam Village Panchayat,
Kulathur Taluk,
Pudukkottai District.

5.Ganesan : Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Mandamus directing the respondents 1 to 4 to remove the encroachment in the Government Land (Water Body) in Survey Nos.449-1, 449-2, 449-3, 449-4, 449-5, 431-10 & 431-13 in Ganesh Nagar, Sathyamangalam Village, Kulathur Taluk, Pudukkottai District on the basis of his representation dated 31.03.2021.

For Petitioner : Mr.P.M.Vishnuvarthanan

For Respondents 1 to 3 : Mr.A.K.Manickam,
Standing Counsel for Government

O R D E R

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

We have heard Mr.P.M.Vishnuvarthanan, learned counsel appearing for the petitioner, Mr.A.K.Manickam, learned Standing Counsel for Government appearing for the respondents 1 to 3.



2. In the light of the orders we propose to pass in the writ petition, notice to the fifth respondent is dispensed with.

3. The Writ petitioner seeks for removal of encroachment alleged to have been made by the fifth respondent.

4. Mr. A. K. Manickam, learned Standing Counsel for Government appearing for the respondents 1 to 3, on instructions, submitted that already action has been initiated and notice under Section 7 of the Land Encroachment Act has been issued.

5. The said submission is placed on record and this writ petition is disposed of, directing the authorities to proceed further in accordance with law, if there is no other legal impediments. No costs.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2021

Sub Assistant Registrar (CS)

RM

Note In view of the present lock down : owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The District Collector,
District Collector Office,
Pudukkottai District.

2. The Tahsildar,
Tahsildar Office,
Kulathur Taluk,
Pudukkottai District.

<https://hcservices.ecourts.gov.in/hcservices/>



3.The Block Development Officer (Village Panchayat),
Block Development Office
Annavaasal,
Pudukkottai District.

+1 CC to MR.P.M.VISHNU VARTHANANAN, Advocate (SR-19329[F] dated
15/06/2021)

+1 CC to SPL GP (SR-19424[F] dated 16/06/2021)

ORDER MADE IN
W.P. [MD]No.10055 of 2021
14.06.2021

KM(21.06.2021) 3P 6C