



W.P.(MD)No.14568 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 12.07.2022

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

AND

THE HONOURABLE Mrs. JUSTICE R.HEMALATHA

W.P.(MD)No.14687 of 2022

P.K.Appu

: Petitioner

Vs.

1.The District Collector
Madurai District
Madurai.

2.The Tahsildar
Peraiyur Taluk
Madurai District

3.The Block Development Officer,
Sedapatti Panchayat Union,
Sedapatti
Madurai District

4.The Assistant Engineer (Rural Development)
Sedapatti Panchayat Union
Sedapatti
Madurai District

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to direct the respondents to remove all type of encroachments made in the water bodies situated in



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Survey Nos.126/1, 126/2, 166/2, 118 and 53 of Mallapuram Village, Peraiyur Taluk, Madurai District in the larger interest of the public, farmers and cattle residing in our locality in the light of the order passed by the Hon'ble Apex Court in Jagpal Singh and others v. State of Punjab and others as well as based on the petitioner representations dated 29.01.2022 and remainder representation dated 29.03.2022 within the time limit that may be stipulated by this Court.

For Petitioner	: Mr.G.Thalaimutharasu
For Respondents	: Mr.SRA.Ramachandran for R1, R2 and R4 Additional Government Pleader Mr.D.Sadiq Raja for R3 Additional Government Pleader

ORDER

(Order of the Court was made by P.N.PRAKASH, J.)

Alleging that there are encroachments in S.Nos.126/1, 126/2, 166/2, 118 and 53 of Mallapuram Village, Peraiyur Taluk, Madurai District, this petition has been filed for a direction to the respondents to remove the same.

2.Today, Mr.R.Anbuselvan, Village Administrative Officer, Mallapuram Village, Peraiyur Taluk, Madurai District is present.

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3. On instructions, the learned Additional Government Pleaders submitted that S.No.126/1 is a patta land belongs to private individual; S.No.126/2 is a Oorani, where there are no encroachments, S.No.166 is also a Oorani, where there are no encroachments; in S.Nos.118 and 53, the office of the Village Administrative Officer, water tank, a paddy thrashing ground and cremation ground are existing. Thus, it is contended that there are no private encroachments. Recording the same, this petition is closed. No costs.

[P.N.P., J.] & [R.H., J.]
12.07.2022

Index : Yes/No
Internet : Yes
RR



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P.N.PRAKASH, J
AND
R.HEMALATHA, J
RR

Order made in
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