



W.P.No.27141 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.09.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESAVALU

W.P.No.27141 of 2023

T.Sankar

.. Petitioner

Vs.

1. The Taluk Tahsildar  
Chengalpattu Taluk, Taluk Office Campus  
Chengalpet – 603 001.
2. The Revenue Inspector  
Chengalpet Firka  
Taluk Office Campus  
Chengalpet – 603 001.
3. The Village Administrative Officer  
Anjur Village  
Village Panchayat Office Campus at Anjur  
Anjur Village and Post  
Chengalpet Taluk and District – 603 204.
4. The State of Tamil Nadu  
Rep. by its District Collector  
Chengalpet District  
Chengalpet – 603 001.



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5. The Block Development Officer  
Kattankulathur Panchayat Union  
Kattankulathur, Chengalpet – 603 203.
  6. The Anjur Village Panchayat  
Rep. by its President, Anjur Village and Post  
Chengalpet division, Chengalpet – 603 204.
  7. The Revenue Divisional Officer  
Chengalpet Division, Chengalpet – 603 001.
  8. The District Revenue Officer  
Chengalpet District, Chengalpet – 603 001.
  9. The Superintendent of Police  
Chengalpet District  
Anna Nagar, Chengalpet – 603 002.
  10. The Deputy Superintendent of Police  
Chengalpet Division, Chengalpet – 603 001.
  11. The Inspector of Police  
Chengalpet Taluk Police Station  
Chengalpet (Near Koluvaai Lake) – 603 002.
  12. N.Kothandan
  13. B.Mohan Raj
  14. B.Thirunavukkarasu
  15. B.Govindaraj
  16. B.Ramesh
  17. B.Rajendran
  18. P.Munusamy
  19. P.Rudhrakotti
- .. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus, calling for the records of the 2nd respondent by his impugned proceedings made in Na.Ka.No.32 /2022/ AA1 dated 19.01.2022 and to quash the same and consequently to forbear the respondents 1 to 11 from in any manner dispossessing evicting the petitioner from his residential house property and its backyard portions bearing Door No.30A/1, demolition of the same and causing damages to it to an extent of Acre 0-08 Cents out of a total extent of 0-51-0 Hectare in Kallangkuthu Survey no. 212 of Anjur Village situated at Mettu street bounded on the North: by Rajendran's house and street ; South By: Durai's house West by: Perumal's house and East: by Mohanraj's house comprised in Kallangkuthu Survey No.212 of Village No.65, Anjur Village, Chengalpet Taluk and District and directing to regularize the petitioner's encroachment and grant of assignment of patta for the same in his favour by the first respondent, who is the competent authority.

For the Petitioner : Mr.B.Dayaalan

For the Respondents : Mr.P.Muthukumar  
State Government Pleader  
assisted by Mr.K.M.D.Muhilan  
Additional Government Pleader  
for R1 to R8

Mr.P.Muniyapparaj  
Additional Public Prosecutor  
for R9 to R11



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ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.B.Dayalan, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader assisted by Mr.K.M.D.Muhilan, learned Additional Government Pleader for respondents 1 to 8 and Mr.P.Muniyapparaj, learned Additional Public Prosecutor for respondent 9 to 11.

2. The petitioner is challenging the notice issued under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 (for brevity, hereinafter referred to as, "the Act of 1905").

3. Learned counsel for the petitioner submits that the petitioner is the only one who is issued with such notice. The petitioner has filed a reply to the said notice issued under Section 7 of the Act of 1905.

4. Notice issued under Section 7 of the Act of 1905 is only a show-cause notice. The petitioner has already filed a reply to the said notice, issued under Section 7 of the Act of 1905, and the Authorities



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shall certainly consider the reply filed by the petitioner and in case an order under Section 6 of the Act of 1905 is passed against the petitioner, the petitioner can avail the alternate remedy available under Section 10 of the Act of 1905.

5. With these observations, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.No.26588 of 2023 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No  
Neutral Citation : Yes/No

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P.D.AUDIKESAVALU, J.

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