



W.P.No.11653 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.12.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.11653 of 2023

S.Prakash

..

Petitioner

Vs.

1. The District Collector
Erode District, Erode.

2. The Revenue Divisional Officer
Office of the Revenue Divisional Officer
Preroad, Erode District.

3. The Tahsildar
Thasildar Office, Erode.

4. Palani

5. M.Arumugam

6. Duraisamy

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Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents to remove the encroachments and also to cancel the patta given in Odai and Kaalpathai Poromboke situate in R.S.No.430/1, R.S.No.431/1 (1 to 20) was sub divided and it was measuring an extent of 4.52 acres in Tiruvachi Village, Perundurai Taluk, Erode District based on the representation dated 14.09.2022.



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WEB COPY For the Petitioner

: Mr.V.Subramanian
for Mr.S.P.Yuvaraj

For the Respondents

: Mr.P.Muthukumar
State Government Pleader
for R1 to R3

For the Proposed Respondents :
in W.M.P.No.20956 of 2023

Mr.B.Vetrivel
for Mr.C.Iyyapparaj
for R7 to R9

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.V.Subramanian, learned counsel appearing for Mr.S.P.Yuvaraj, learned counsel for the petitioner, Mr.P.Muthukumar, learned State Government Pleader for respondents 1 to 3 and Mr.B.Vetrivel, learned counsel appearing for Mr.C.Iyyapparaj, learned counsel for the proposed respondents 7 to 9 in W.M.P.No.20956 of 2023.

2. Learned counsel for the petitioner submits that encroachments exist in the waterbody and the pathway in R.S.Nos.430/1 and 431/1 in Tiruvachi Village, Perundurai Taluk, Erode District.

3. Learned State Government Pleader submits that there are



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some patta lands. As far as the encroachments are concerned, survey and inspection could not be carried out because of standing paddy crops. In February, 2024, survey and inspection would be carried out and depending upon the report of the survey and inspection, further action would be taken in accordance with law expeditiously.

4. In view of the said statement, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.No.20956 of 2023 is closed.

(S.V.G., CJ.)

(D.B.C., J.)

14.12.2023

Index : Yes/No
Neutral Citation : Yes/No
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To

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Office of the Revenue Divisional Officer
Preroad, Erode District.
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Thasildar Office, Erode.

THE HON'BLE CHIEF JUSTICE
AND



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D.BHARATHA CHAKRAVARTHY, J.

(drm)

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