



W.P.No.664 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.01.2023

CORAM :

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.664 of 2023

Tamilarasi

.. Petitioner

Vs.

- 1 The District Collector
Salem District Collector Office
Salem.
- 2 The Revenue Divisional Officer
O/o.The Revenue Divisional Officer
Mettur Dam-636 401, Salem District.
- 3 The Assistant Director of Panchayats
O/o.Salem District Collector Office
Salem.
- 4 The Tahsildar
Mettur Taluk Office
Salem District.
- 5 The Executive Officer
Jalakandapuram Town Panchayat
Jalakandapuram, Salem District.

.. Respondents



W.P.No.664 of 2023

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing respondents 1 to 5 to remove the encroachments made on the Oodai and also prevent the encroachers to construct the temple on the Oodai which is situated in S.No.98 in Soorapalli Village, 2nd Ward, Jakandapuram Town Panchayat, Mettur Taluk, Salem District based on the representation of the petitioner dated 25.03.2022.

For the Petitioner : Mr.M.Senthilkumar

For the Respondents : Mr.P.Muthukumar
State Government Pleader
assisted by
Mr.P.Balathandayutham
Spl. Government Pleader

ORDER

(Order of the court was made by the Hon'ble Acting Chief Justice)

Tamilarasi, wife of Raja, resident of 2nd Ward, Kuppampatti Road, Soorapalli Village, Mettur Taluk, Salem District, has filed this writ petition for issuance of a writ of mandamus directing respondents 1 to 5 to remove the encroachments made on the Odai and also prevent the encroachers from constructing a temple on the Odai which is situated in S.No.98 in Soorapalli Village, 2nd Ward, Jakandapuram Town Panchayat, Mettur Taluk, Salem District based on the representation of the petitioner dated 25.3.2022.



W.P.No.664 of 2023

WEB COPY

2. When the writ petition is taken up for hearing, Mr.P.Muthukumar, learned State Government Pleader appearing for the respondents, placing before us a copy of the revenue record, submitted that the land covered in S.No.98/1 is a Government poramboke land, which has in turn been classified as Grama Natham and Mayanam respectively.

3. Since the revenue record produced by learned State Government Pleader does not indicate that the land covered in S.No.98 and other sub-divisions in S.No.98 is Odai, we do not find any merit in the writ petition to direct the respondent authorities to remove the encroachments as prayed for by the petitioner

4. The writ petition fails and, accordingly, the same is dismissed. There will be no order as to costs.

(T.R., ACJ.) (D.B.C., J.)
10.01.2023

Index : Yes/No



W.P.No.664 of 2023

Neutral Citation : Yes/No
bbr

WEB COPY

To:

- 1 The District Collector
Salem District Collector Office
Salem.
- 2 The Revenue Divisional Officer
O/o.The Revenue Divisional Officer
Mettur Dam-636 401, Salem District.
- 3 The Assistant Director of Panchayats
O/o.Salem District Collector Office
Salem.
- 4 The Tahsildar
Mettur Taluk Office
Salem District.
- 5 The Executive Officer
Jalakandapuram Town Panchayat
Jalakandapuram, Salem District.



WEB COPY



W.P.No.664 of 2023

T.RAJA, ACJ.
AND
D.BHARATHA CHAKRAVARTHY, J.

bbr

W.P.No.664 of 2023

10.01.2023