



W.P.No.31719 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.31719 of 2023

K.R.Subbarayan

.. Petitioner

Vs.

1. The District Collector
Tiruvannamalai, Tiruvannalamai District.
2. District Revenue Officer
Tiruvannamalai, Tiruvannalamai District.
3. Revenue Divisional Officer
Arani Taluk, Arani – 632 301
Tiruvannalamai.
4. The Tahsildar
Polur – 606 803
Tiruvannalamai District.
5. The Executive Engineer
Water Resources Department
Middle Pennaiyaru Division
Tiruvannalamai, Tiruvannalamai District.



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6. The Assistant Executive Engineer
Water Resources Department
Middle Pennaiyaru Division
Arani – 632 301
Tiruvannalamai District.
7. The Assistant Engineer
Water Resources Department
Middle Pennaiyaru Irrigation Division
Polur – 606 803.
8. The Assistant Engineer
Water Resources Department
Middle Pennaiyaru Division
Arani – 632 301
Tiruvannalamai District.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the respondents herein to remove the encroachment in the water channel at 1116, 1117, 1120, 602/5, 604, 515/1, 520/1, 521/1, 535/1, 538/1, 548/1, 549/1, 549/13, 550/1, 552/1, 555/13, 540/1, 543/1, 544, 599/2, 599/4, 598/2, 597/2, 585/1, 588/1, 586/1, 1121, 1112, 230/1, 231/2, 232/2, 233/1, 235/3, 236/1 from Sitheri lake to Solanthangal lake at Aliyabad village and Athithangal lake at Aiyampettai Village, Polue Taluk, Tiruvannalamai District.

For the Petitioner : Mr.C.Jagadish

For the Respondents : Mr.T.K.Saravanan
Government Advocate
for R1 to R8



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ORDER
(Made by the Hon'ble Chief Justice)

Heard Mr.C.Jagadish, learned counsel for the petitioner and Mr.T.K.Saravanan, learned Government Advocate for respondents 1 to 8.

2. The present petition is filed to remove the encroachment made in the water channel bearing S.Nos. 1116, 1117, 1120, 602/5, 604, 515/1, 520/1, 521/1, 535/1, 538/1, 548/1, 549/1, 549/13, 550/1, 552/1, 555/13, 540/1, 543/1, 544, 599/2, 599/4, 598/2, 597/2, 585/1, 588/1, 586/1, 1121, 1112, 230/1, 231/2, 232/2, 233/1, 235/3 and 236/1.

3. Learned Government Advocate, on instructions, submits that survey would be conducted preferably within a period of four to six weeks and after the survey is conducted, necessary steps, in accordance with law, would be undertaken.



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4. As it is submitted by learned Government Advocate that survey would be conducted and further steps, in tune with the survey report, would be undertaken and moreover, the alleged encroachers are not made parties to the present petition, no further orders are necessary to be passed in the present petition.

5. In view of that, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

06.11.2023

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
D.BHARATHA CHAKRAVARTHY, J.

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