



W.P.No.31088 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.11.2023

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.31088 of 2023

Kannagi

.. Petitioner

VS

- 1.The District Collector,
Villupuram District,
Villupuram.
- 2.The District Revenue Officer,
Villupuram District,
Villupuram.
- 3.The Block Development Officer,
Melmalayanur District,
Melmalayanur Taluk,
Villupuram District-604 208.
- 4.The Tahsildar,
Melmalayanur,
Melmalayanur Taluk,
Villupuram District-604 208.



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5.The Panchayat President,
Melmalayanur,
Melmalayanur Taluk,
Villupuram District-604 208.

6.Navaneetham
7.C.Suresh
8.C.Vinoth
9.C.Viknesh
10.C.Selvam

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents 1 to 5 to remove the encroachment from respondents 6 to 10 put in the hut the Road at Periya Theru from the front of petitioner land in Melmalaiyanur Village, Melmalayanur Taluk Villupuram District and restore the pathway based on petitioner's representation dated 20.09.2023.

For the Petitioner : Mr.M.Selvam

For the Respondents : Mr.P.Muthukumar
State Government Pleader
for respondents 1 to 4

: R5 to R10 – Service awaited



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ORDER

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

Heard Mr.M.Selvam, learned counsel for the petitioner and Mr.P.Muthukumar, learned State Government Pleader for respondents 1 to 4.

2. According to the petitioner, the encroachment exists on the subject writ land. No action is taken by the respondent authorities.

3. Learned State Government Pleader, on instructions, submits that survey was conducted on 15.11.2023 after Form-I submitted by the Tahsildar on 10.11.2023. Notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 is sent to the encroacher on 15.11.2023 and the order under Section 6 of the Act would be served in due course.

4. The government authorities are required to adhere to the provisions of law while taking steps in the matter.



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5. With these observations, the writ petition is disposed of.

There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

16.11.2023

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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