



WP No.31042 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.11.2023

CORAM

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

WP No.31042 of 2018

K.Nanjappan : Petitioner

versus

1.The District Collector,
Salem District

2.The Tahsildar,
Omalur, Salem District

3.The Tahsildar
Kadayampatti, Salem District

4.Shivakumar

5.The Block Development Officer,
Omalur, Salem District : Respondents

(R-5 impleaded vide order dated 01.04.2019
in WMP No.10391 of 2019)

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing respondents 1 to 3 to take appropriate action to remove the encroachment over the water channel existing at S.Nos.328/1, 5, 363/7, 382/2, 3, 5, 6, 383/3, 4, 5, 7, 381/1, 384/6, 385/1, 306/2, 300/1, 298/5 and 301/1 at



WP No.31042 of 2018

Thumbipadi Village, Salem District within an appropriate time.

WEB COPY

For the Petitioner : Ms.N.Premalatha
For Respondent 1 to 3 : Mrs.R.Anitha, Spl.G.P.
For Respondent No.4 : Mr.A.Saravanan

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Ms.N.Premalatha, learned counsel for the petitioner, Mrs.R.Anitha, learned Special Government Pleader, for respondents 1 to 3 and Mr.A.Saravanan, learned counsel for the fourth respondent.

2. Encroachment is alleged on a waterbody. Report of the Tahsildar, Kadayampatti, Salem District is placed on record. It is stated in the report that there is no permanent superstructure of encroachment, and only a small portion of land exists as agricultural encroachment and the same was removed in the year 2021 on the basis of the representation made by the petitioner.



WP No.31042 of 2018

WEB COPY

3. In view of the same, the purpose of the writ petition stands served. The writ petition is disposed of. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

01.11.2023

Index : Yes/No
Neutral Citation : Yes/No
tar

To

- 1.The District Collector, Salem District
- 2.The Tahsildar, Omalur, Salem District
- 3.The Tahsildar, Kadayampatti, Salem District
- 4.The Block Development Officer, Omalur, Salem District



WEB COPY



WP No.31042 of 2018

THE HON'BLE CHIEF JUSTICE

AND

D.BHARATHA CHAKRAVARTHY, J.

(tar)

WP No.31042 of 2018

01.11.2023