



W.P(MD)No.29129 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.12.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.29129 of 2023
and
W.M.P(MD)No.25180 of 2023

S.Selvaraj

... Petitioner

Vs.

1.The District Collector

Karur,

Karur District.

2.The Tahsildhar

Pugalur Taluk,

Karur District.

3.The Executive Officer

Punjai Thotakuruchi Town Panchayat,

Karur District.

... Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus forbearing the 2nd and 3rd respondents from establishing well for purpose of extraction of ground water for irrigation purpose at S.No.915 situated at Thotakurichi Nanjai, Pugalur Taluk, Karur District, within a time frame fixed by this Court.

For Petitioner : Mr.J.Senthil Kumaraiah

For Respondents: Mr.S.Ra.Ramachdran – for R1 & R2

Additional Government Pleader

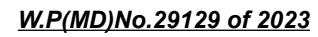
Mr.P.T.Thiraviyam – for R3

Government Advocate

ORDER

Heard the learned counsel appearing on either side

2. The petition mentioned survey number admittedly, is not a patta land. The petitioner is said to have put up a house. The



3. The petitioner counsel states that Pugalur Taluk has been declared as over exploited area in G.O(Ms)No.15 Water Conservation Department, dated 28.03.2023. He would further contend that, no well can be permitted to be set up in the petition area, survey number. If any well is proposed to be set up, the petitioner will be informed in advance and petitioner will be entitled to approach the Court again for relief.

4. With these directions to the respondents to adopt due process of law while clearing encroachments and liberty to the petitioner to come before this Court again with regard to the



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establishment of well for irrigation purpose in the petition mentioned survey number, the Writ Petition is disposed of, accordingly. No costs. Consequently, connected miscellaneous petition is closed.

19.12.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No

RM



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G.R.SWAMINATHAN, J.

RM

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