



W.P(MD)No.3485 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 24.09.2024

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.3485 of 2024

C.Yogeswaran

... Petitioner

Vs.

- 1.The State represented by
The Secretary to Government,
Department of Panchayat,
Fort St.George,
Chennai – 600 009.
- 2.The District Collector,
Trichirappalli District.
- 3.The District Revenue Officer,
Trichirappalli.
- 4.The Revenue Divisional Officer,
Musiri,
Trichirappalli District.
- 5.The Tahsildar,
Revenue Department,
Musiri Taluk,
Trichirappalli District.



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6.The Revenue Inspector,
Pulivalam Region,
Musiri Taluk,
Trichirappalli District.

7.The Village Administrative Officer,
Thinnanoor Panchayat,
Musiri Taluk,
Trichirappalli District.

8.The Village Administrative Officer,
Karattampatti Panchayat,
Musiri Taluk,
Trichirappalli District.

9.The Block Development Officer,
Musiri Panchayat Union,
Trichirappalli District.

10.The Executive Officer,
Thinnanoor Panchayat,
Musiri Taluk,
Trichirappalli District.

11.The Executive Officer,
Karattampatti Panchayat,
Musiri Taluk,
Trichirappalli District.

12.The Vice President,
Thinnanoor Panchayat,
Musiri Taluk,
Trichirappalli District.

13.Selvakumar

14.Ravichandran

15.P.S.Asaithambi



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16.The President,
Thinnanoor Panchayat,
Musiri Taluk,
Trichirappalli District.

17.Senthil Kumar

18.Boopathy Rajan

19.Annalakshmi

20.Kala Gounder

21.Angammal

22.Selvi

23.Murugesan

24.Anandraj

25.Pushparani

26.Periyasamy

27.Yadhav Prakash

28.Senthamaraikannan

29.Rajendran

30.Lavanya

31.The Management,
Raghavendra Matriculation School,
Karattampatti Panchayat,
Musiri Panchayat Union,
Musiri Taluk,
Trichirappalli District.



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32.Ramu

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33.Santhi

34.Sampoornam

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 5 herein to remove the encroachments made by the water body encroachers / respondents 12 to 34 herein who encroached in the water catchment areas as follows: i. Thinnanoor Lake - The extent of the above said lake in 68 Acres. Survey No.514. ii. Makkulivari kuttai - The extent of the above said lake is approximately 99.00 Ares. Survey No. 833. iii. Kolikkan Kaatu Kuttai @ Kolichan Kattu Kuttai - The extent of the above said lake in 6 more than Hect 02 Ares 86.00. Survey No. 591. iv. Kattai Pulikuttai- The extent of the above said lake in Hect .02 Ares 54.50 Survey No.705. v. Backward Caste Burial Ground Water Barricade water catchment area within the time limit stipulated by this Court.

For Petitioner : Mr.N.Sundhagar Nagaraj

For Respondents : Mr.R.Ragavendran
Government Advocate
for R.1 to R.6

Mr.T.Amjad Khan
Government Advocate for R.9

Mr.K.Sivabalan
for R.21 to R.23



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ORDER

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Heard both sides.

2.It is beyond dispute that the petition mentioned survey numbers have been classified as “water bodies”. Encroachments on water bodies cannot be permitted.

3.We therefore direct the fifth respondent to conduct survey, issue notices to all the interested persons / encroachers, hold enquiry and if encroachment is confirmed, remove the same. The entire exercise shall be completed within a period of five months from the date of receipt of a copy of this order.

4.With this direction to the fifth respondent, this writ petition is disposed of. There shall be no order as to costs.

[G.R.S., J.] [B.P., J.]
24.09.2024

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

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9. The Block Development Officer,
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B.PUGALENDHI, J.

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