



W.P(MD)No.17573 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 30.07.2024

CORAM

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

W.P(MD)No.17573 of 2024

and

W.M.P.(MD)No.15107 of 2024

Muniyandi

... Petitioner

Vs.

- 1.The Additional Chief Secretary to Government,
Revenue and Disaster Management,
Fort St.George, Chennai - 9.
- 2.The Commissioner of Land Administration,
Chepauk, Chennai - 5.
- 3.The District Collector,
Theni District.
- 4.The District Revenue Officer,
Theni.
- 5.The Assistant Director of Survey,
Theni District.
- 6.The Thasildar,
Bodinayakkanur Taluk,
Theni District.



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7.The Executive Engineer,
Public Works Department,
Water Resources Department,
Theni District.

8.M.K.Mohammed Meeran

9.N.K.Peer Mohammed

10.N.K.Rafia Ammal @ Beerasmmal

11.Syed Ali Pathammal

12.Kathar Kutty @ Shek Abdul Kather

13.K.P.K.Ayiesh Ammal

14.M.K.Mohemmeed Suthan

15.Ayesha Ammal

16.Mohemmed Pathu Ammal

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the patta vide number 1911 issued by the 6th respondent infavour of the respondents 8 to 16 and quash the same as illegal and further more direct the respondents 1 to 7 to remove the encroachment made by the private respondents 8 to 16 in the Water body namely Bodenthrapuram Tank, in Survey No.137/1 to an extent of 19.15 acres situated in Bodenthrapuram, Uppukkottai Village, Bodi Taluk, Theni District and retained it was water body.



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For Petitioner : Mr.R.Rajaraman

For Respondents : Mr.K.Balasubramani,
Spl. Government Pleader for R1 to R7.

ORDER

Though the learned counsel for the petitioner is right in his contention that the petition mentioned land was originally classified as water body, we are not in a position to interfere in view of the judgment and decree dated 13.07.1979 rendered in A.S.No.677 of 1975 by the High Court. The writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

**(G.R.S.J.,) & (B.P.J.,)
30.07.2024**

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

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- 3.The District Collector,
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**G.R.SWAMINATHAN, J.
and
B.PUGALENDHI, J.**

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