



W.P(MD)No.21659 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 12.09.2024

CORAM

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

W.P(MD)No.21659 of 2024

V.Chinnadurai

... Petitioner

Vs.

- 1.The Special Commissioner
(Land Administration),
Chepauk, Chennai – 600 005.
- 2.The District Collector /
Monitoring Committee,
District Collector Office,
Theni Highway,
Karuvel, Boomi Nayakan Patti,
Theni District – 625 531.
- 3.The Revenue Divisional Officer,
Aundipatti Taluk,
Vivek Nagar, Sri Ram Nagar,
Unjampatti, Theni District – 625 531.
- 4.The Tahsildar,
Aundipatti Taluk,
Vivek Nagar,
Sri Ram Nagar, Unjampatti,
Theni District – 625 531.



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5.The Village Administrative Officer,
Balakombai Village & Post,
Aundipatti Taluk,
Theni District – 625 512.

6.The Executive Engineer,
Public Works Department,
No.33, Gandhiji Main Road,
NRT Nagar,
Theni District – 625 531.

7.S.Manikandan

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents to remove the encroachment committed in the Odai Poramboke land encroached by the 7th respondent in S.No.24 of Balakombai Village, Aundipatti Taluk, and to restore the Government Odai Poramboke land for its own purpose, in order to protect the public nuisance occurred to other patta lands and cultivable lands nearby.

For Petitioner : Mr.C.Sivakumar

For Respondents : Mr.D.V.Vairam Santhosh
Additional Government Pleader
for R.1 to R.6

ORDER

Heard the learned counsel for the writ petitioner and the learned Additional Government Pleader for the official respondents. Issuance of notice to the seventh respondent is dispensed with.



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2.The petitioner alleges that in the petition mentioned Odai poramboke there are encroachments. The allegation made by the petitioner is confirmed by the official respondents.

3.The fourth respondent is directed to issue notice to the seventh respondent and other encroachers if any, hold enquiry and pass final order for removal of encroachments. We make it clear that we have not foreclosed the defences of the private parties. The entire exercise shall be completed within a period of four months from the date of receipt of a copy of this order.

4.This writ petition is disposed of accordingly. There shall be no order as to costs.

[G.R.S., J.] [B.P., J.]
12.09.2024

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

To

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G.R.SWAMINATHAN, J

and

B.PUGALENDHI, J.

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