



W.P(MD)No.19342 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 08.08.2024

CORAM

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

W.P(MD)No.19342 of 2016

E.A.S.S.N.Navaneethakrishnan,
President,
Manamadurai Sri Sangu Vinayagar
Sri Karpooora Swamy Koil Baktha Shabai,
No.47, Mela Avani Moola Street,
Madurai – 1.

... Petitioner

Vs.

- 1.The District Collector,
Sivagangai District,
Sivagangai.
- 2.The Tahsildar,
Manamadurai Taluk Office,
Manamadurai,
Sivagangai District.
- 3.The Assistant Director of Survey,
Collectorate Complex,
Sivagangai District.
- 4.S.Seethalakshmi



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5.R.Dhanikodi Servai

6.R.Manikandan

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 3 to consider the petitioner's representation dated 23.05.2016 regarding the removal of the encroachment and also direct the second respondent to remove all the illegal encroachments made in the North West Corner of the illegal encroachments made in the North West Corner of the Sangu Pillaiyar Koil Oorani, by the 4th, 5th and 6th respondents in Survey No.44/2, in K.K.Pallam Group, Manamadurai, Sivagangai District.

For Petitioner : Mr.S.Arivalagan

For Respondents : Mr.Om Prakash
Government Advocate
for R.1 to R.3

Mr.A.K.Manickam
for R.4 to R.6

ORDER

Heard both sides.

2.The petitioner alleges that in Sangu Pillaiyar Koil Oorani in Survey No.44/2 in KK Pallam, Manamadurai, there are encroachments.



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3.The Tahsildar, Manamadurai concedes that survey conducted by them indicates that there are encroachments in the said oorani and that steps are being taken to remove the same.

4.We direct the respondents 1 to 3 to adhere to due process of law, identify the encroachments, issue notices to them and remove them by following procedure. Removal of encroachments shall be completed with five months from the date of receipt of a copy of this order.

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

[G.R.S., J.] [B.P., J.]
08.08.2024

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

To

- 1.The District Collector,
Sivagangai District,
Sivagangai.
- 2.The Tahsildar,
Manamadurai Taluk Office,
Manamadurai, Sivagangai District.



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3.The Assistant Director of Survey,
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