



W.P(MD)No.26321 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 05.11.2024

CORAM

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

W.P(MD)No.26321 of 2024

M.Kannan

... Petitioner

Vs.

- 1.The District Collector / Monitory Committee,
Madurai District, Madurai.
- 2.The Executive Engineer,
Public Works Department – III,
Water Resources Department,
Melur & Taluk, Madurai District.
- 3.The Assistant Engineer,
Public Works Department – III,
Water Resources Department,
Melur & Taluk, Madurai District.
- 4.The Assistant Director (Panchayat),
Madurai, Madurai District.
- 5.The Block Development Officer,
(Village Panchayat),
Block Development Office,
Kottampatti, Madurai District.



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6.The Tahsildar,
Melur Taluk,
Madurai District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to remove the encroachments in Government Odai Puramboke comprised in Survey No.598 situated at Karungalakudi Pettai, Melur Taluk, Madurai District, Odai Puramboke continuation comprised in S.No.123 and 123/1 at Thiruchunai Village, Paraiyankulam, Melur Taluk, Madurai District based on the petitioner's representation dated 29.09.2023.

For Petitioner : Mr.V.Selvakumar

For Respondents : Mr.P.T.Thiraviam
Government Advocate for 1 to 3 & 6.
Mr.K.Balasubramani,
Spl. Government Pleader for 4 & 5.

ORDER

Heard both sides.

2.All that the petitioner wants is removal of encroachments made in the petition mentioned survey lands. It is not in dispute that the petition mentioned survey numbers are water bodies.



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3.The learned Government Advocate on instructions states that proper survey will be conducted shortly and if encroachments are noticed, that would be removed after adhering to due process of law. The entire exercise shall be completed within a period of three months from the date of receipt of a copy of this order.

4.Recording the said submission, this writ petition is disposed of.

No costs.

(G.R.S.J.,) & (B.P.J.,)
05.11.2024

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

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**G.R.SWAMINATHAN, J.
and
B.PUGALENDHI, J.**

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