



W.P.No.46 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 16.06.2025

CORAM :

THE HON'BLE MR. JUSTICE N.ANAND VENKATESH

W.P.No.46 of 2019

Dharapuram Taluk Uppar Irrigation
Agriculturalist Welfare Association
rep. by its Member P.Thiruganasampathamurthy
S/o. S.Palanisamy Gounder
Chinnagoundanpalayam
Dharapuram Taluk, Tiruppur District .. Petitioner

VS

1. The Principal Secretary to the Government
Public Works Department
Fort St. George
Chennai 600 009
2. The District Collector
Tiruppur District
3. The Principal Chief Engineer
- Cum - Chief Engineer
Water Resource Department
Public Works Department,
Chepauk
Chennai 600 005



W.P.No.46 of 2019

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4. The Chief Engineer
Water Resource Department
Public Resource Department
Coimbatore Division, Coimbatore

5. The Superintending Engineer
Parambikulam Aliyar Project
Pollachi Division
Coimbatore District

6. The Executive Engineer
Thirumurthy Division
PAP Project, Udumalpet
Tiruppur District

7. K.Paramasivam
S/o.Karuppusamy Gounder
Ex-Chairman
Parambikulam-Aliyar Project
Thirumoorthi Reservoir Project Committee
R.Ponnapuram and Post
Mahalingapuram Via, Pollachi Taluk
Coimbatore District
(R7 impleaded vide order dated 01.02.2019
in WMP.662/2019 in WP.46/2019)

8. The Managing Director
TANGEDCO
Chindadiripet, Chennai

9. The Managing Director
TWAD Board, Chennai
(R8 & R9 Suo motu impleaded as per
order dated 16.12.2019 in WP.46/2019)



W.P.No.46 of 2019

10.The Commissioner
Land and Administration Department
Chepauk, Chennai

11.The Principal Secretary to Government
Revenue Department
Fort St.George, Chennai-9
(R10 & R11 impleaded vide order dated
30.07.2021 in WMP.16940/21 in WP.46/2019)

12.The Additional Chief Secretary to Government
Water Resources Department
Secretariat, Chennai-9
(R12 suo motu impleaded vide order dated 01.07.2022
in WP.46/2019)

13.The Secretary
Cauvery Water Management Authority
Upper Ground Floor, MTNL Building
Bhikaji Cama Palace
New Delhi 110 066
(R13 suo motu impleaded as per order dated
12.07.2024 in WP.46/2019) .. Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the 2 to 6 respondents to release the 300 million cubic feet water from Thirumurthy Dam to Uppar Dam as per G.O.Ms.506 PWD Department dated 01.06.1994 issued by the 1st respondent forthwith and also ensure the entire 300 million cubic feet water should reach the Uppar Dam in Dharapuram Taluk, Tiruppur District.

For Petitioner :: Mr.M.M.Kumaravelu

For Respondents :: Mr.P.Muthukumar
Additional Advocate General



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W.P.No.46 of 2019

for R4 to R6
Ms.P.Aishwarya for R2
Mr.C.Prakasam for R7
Mr.I.Syed Sibghatulla
Standing Counsel for R8
Mr.AR.L.Sundaresan
Additional Solicitor General
assisted by Mr.C.Kulanthaivel
Senior Panel Counsel for R13

ORDER

This writ petition has been filed for issuance of a writ of mandamus, directing the respondents 2 to 6 to release 300 million cubic feet water from Thirumurthy Dam to Uppar Dam, as per G.O.Ms.506, Public Works Department dated 01.06.1994 issued by the 1st respondent forthwith and also to ensure that the entire 300 million cubic feet of water reach the Uppar Dam in Dharapuram Taluk, Tiruppur District.

2. During the pendency of this writ petition, various orders came to be passed by the learned single Judge till 20.11.2024. The submissions made by the learned counsel for the petitioner, learned counsel appearing for the contesting respondent and also the learned Additional Advocate General



W.P.No.46 of 2019

were taken into consideration.

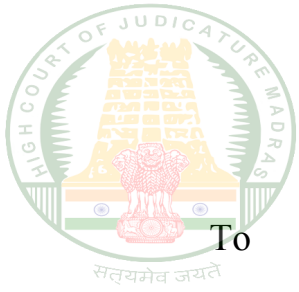
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3. In the considered view of this Court, the release of 300 million cubic feet of water from Thirumurthy Dam to Uppar Dam is dealt with in the Government Order in G.O.Ms.No.506 dated 01.06.1994. The said Government Order itself provides for the checks and balances for the purpose of releasing the water. It is very difficult for this Court to monitor the release of water every time and this Court is not an expert to undertake that exercise. Ultimately, there is a Government Order, which governs the field and hence the respondents shall only ensure that the terms of G.O.Ms.No.506 dated 01.06.1994 are strictly followed.

4. This writ petition is disposed of with the above observation. Consequently, W.M.P.Nos.50, 51 of 2019 & 1837 of 2021 are closed. No costs.

Index : yes/no
Neutral citation : yes/no
ss

16.06.2025

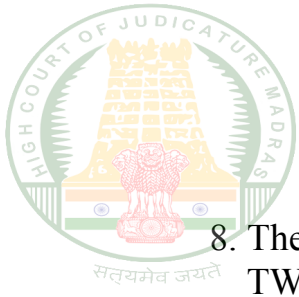


W.P.No.46 of 2019

To

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W.P.No.46 of 2019

WEB COPY

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N.ANAND VENKATESH,J.

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W.P.No.46 of 2019

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