



W.P.No.1024 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.06.2025

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CORAM

THE HONOURABLE Mr. JUSTICE M.SUNDAR

AND

THE HONOURABLE Mr. JUSTICE HEMANT CHANDANGOUDAR

W.P.No.1024 of 2022

R.Chinnaraji

.. Petitioner

Vs.

1.The District Collector
Krishnagiri District

2.The District Revenue Officer
Krishnagiri, Krishnagiri District

3.The Revenue Divisional Officer
Krishnagiri
Krishnagiri District

4.The Tahsildar
Krishnagiri
Krishnagiri District

5.Muthu

6.Murugan

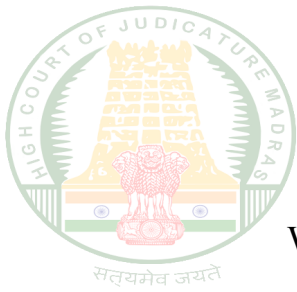
7.Sivalingam

8.Saravanan

9.Murugesan

10.Rangasami

.. Respondents



W.P.No.1024 of 2022

Writ Petition filed under Article 226 of the Constitution of India

praying for issue of a writ of mandamus directing the respondents 1 to 4 to evict the encroachment as found in Survey Nos.339/2 and 342/2 to the extent of 0.39.0 and 0.08.0 hectares of land situate at Karadihalli Village Taluk, Krishnagiri Taluk and District, being a cart track, within a time frame.

For petitioner : Ms.R.Geethalakshmi
for Mr.J.Pradeep
For RR1 to 4 : Mr.T.K.Saravanan
Additional Government Pleader

ORDER

(Made by M.SUNDAR, J.)

Subject matter of captioned 'writ petition' [hereinafter 'WP' for the sake of brevity] is alleged encroachment in 'cart track in Survey Nos.339/2 and 342/2 to the extent of 0.39.0 hectare and 0.08.0 hectare respectively' (hereinafter 'said lands' for the sake of convenience and clarity).

2. Request for removal of aforesaid alleged encroachments by way of representation dated 15.11.2021 has not yielded results and that has necessitated captioned WP, is the submission of



W.P.No.1024 of 2022

Ms.R.Geethalakshmi, learned counsel representing Mr. J. Pradeep,

learned counsel on record for writ petitioner.

3. Mr. T.K. Saravanan, learned Additional Government Pleader, appearing for RR 1 to 4, submits, on instructions, that survey of said lands will be done within a period of six weeks from today, *i.e.*, on or before 28.07.2025 (after putting on notice all concerned, including the writ petitioner) and depending on the outcome of the survey, action for removal of encroachment (if found) will be commenced *vide* the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905) as expeditiously as the business of official respondents would permit but in any event within a period of six weeks therefrom, *i.e.*, on or before 08.09.2025. This submission is recorded.

4. Though obvious, we make it clear that all the rights and contentions of RR 5 to 10 (private respondents) stand preserved and this order does not impinge upon their rights. Therefore, there is no impediment in dispensing with notice to private respondents and taking up the captioned WP with the consent of the learned State counsel and learned counsel for writ petitioner. We do so.



W.P.No.1024 of 2022

WEB COPY 5. In the light of the narrative thus far, captioned WP is disposed of in the aforesaid manner, recording the stated position of learned State counsel. There shall be no order as to costs.

(M.S., J.) (H.C., J.)
16.06.2025

Index : Yes/No
Neutral Citation : Yes/No
gya/cad



W.P.No.1024 of 2022

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W.P.No.1024 of 2022

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W.P.No.1024 of 2022

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