



WP No.5420 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.06.2025

CORAM

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

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S.Dinesh Kumar

: Petitioner

Vs

1.The District Collector,
The Collectorate Office
Salem 636 001

2.The Tahsildar
Thalaivasal Taluk
Attur, Salem

3.The Village Administrative Officer,
Manivilunthaan North Thalaivasal
Attur, Salem

4.The Revenue Divisional Officer,
Revenue Division Office
Attur, Salem

: Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the 1st Respondent to remove the encroachments in the Survey Numbers namely 17/1, 18/1, 19/1, 19/5, 20/6, 22/2, 23/5, 30/2, 31/2, 36/2, 37/2, 38/1, 39/2, 40/2, 605, 676

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lying in Manivizhundhaan North Village, Thalaivasal Taluk, Salem District and restore the Cart Track/Public Road to its original width of 20 feet as mentioned in the FMB sketch of the above Survey Numbers within a time-frame.

For Petitioner : Mr.Shabeer Ali, H.

For Respondents : Mr.K.Karthik Jegannath,
Government Advocate

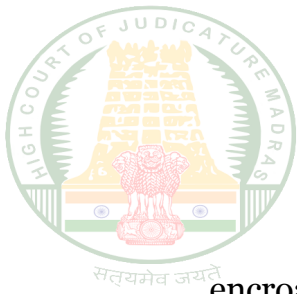
ORDER

(Order of the Court was made
by the Hon'ble Chief Justice)

It appears to be more a private interest litigation than a public interest litigation.

2. Petitioner, who is alleging various others to be encroachers, is himself stated to be an encroacher though counsel for petitioner denies. Counsel states that if petitioner is found to be an encroacher, certainly, respondents can take action against petitioner.

3. Shri Karthik Jegannath for respondents has filed an affidavit of the Tahsildar one Balaji, affirmed on 16 April 2025 in which nine



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encroachments have been identified upon survey. It is stated in the affidavit in reply that even petitioner is an encroacher. In paragraph No.5, it is submitted that notices under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 have been issued to the encroachers, including petitioner. Petitioner has replied on 20 April 2025. Shri Jegannath states that other encroachers have also replied, and within one month from today, orders will be passed. If encroachment is found, prompt action will be taken to remove all the encroachments.

4. Statement accepted as an undertaking of the District Collector, respondent No.1.

5. Petition stands disposed of. There will be no order as to costs.

(K.R.SHRIRAM, C.J.)

(SUNDER MOHAN, J.)

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Index : Yes/No
Neutral Citation : Yes/No
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THE HON'BLE CHIEF JUSTICE

AND

SUNDER MOHAN, J.

(tar)

To

1.District Collector, Salem 636 001

2.The Tahsildar

Thalaivasal Taluk, Attur, Salem

3.The Village Administrative Officer,
Manivilunthaan North Thalaivasal
Attur, Salem

4.The RDO, Attur, Salem

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