



W.P.No.3137 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2025

WEB COPY

CORAM:
THE HONOURABLE MR. JUSTICE M.SUNDAR
and
THE HONOURABLE MR. JUSTICE HEMANT CHANDANGOUDAR

W.P.No.3137 of 2023

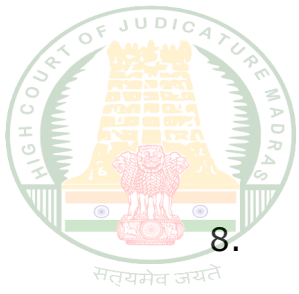
D. Selvaraj

Petitioner

vs.

1. The District Collector
District Collector Office
Villupuram District
2. The Revenue Divisional Officer
Revenue Divisional Office
Tindivanam
Villupuram District
3. The Tahsildar
Melmalaiyanoor Taluk
Melmalaiyanur
4. The Block Development Officer
Melmalaiyanoor Taluk
Melmalaiyanoor
5. The Village Administrative Officer
Kootapoondi Village
Melmalaiyanur Taluk
Villupuram District
6. K. Santhanam
7. S. Jayaraman

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8. S. Sivaraman

9. T. Elumalai

10. S. Sakthi

11. M. Shanmugam

12. M. Kumar

13. C. Sekar

14. C. Sankar

15. T. Karthi

Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondents 1 to 5 to remove the encroachment made by the respondents 6 to 15 in the water canal (odai) in Survey Nos.421,422 and 423 in Roadpalayam Village, Poonchoolai Nagar, Naranamangalam Post, Melmalaiyanur Taluk, Villupuram District and to bring the water canal (odai) to its original form by considering the petitioner's representation dated 08.10.2022.

For petitioner Mr. M. Guruprasad

For RR 1 to 5 Mr. T.K. Saravanan
Addl. Govt. Pleader

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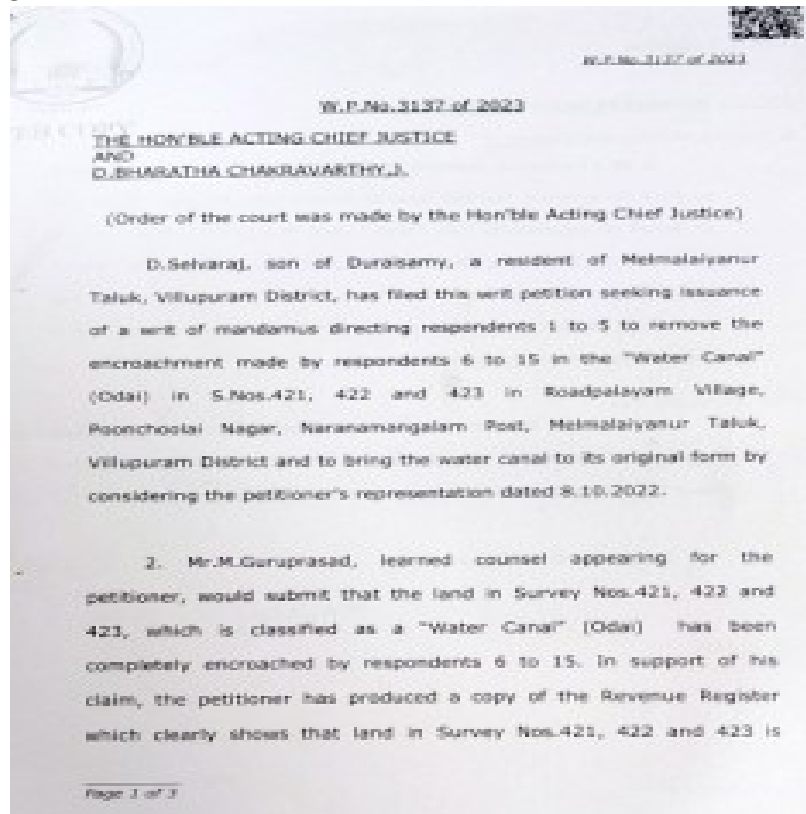
ORDER

[made by M.SUNDAR, J.]

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Captioned 'writ petition' [hereinafter 'WP' for the sake of brevity] has been filed with a Removal of Encroachment (RoE) prayer *i.e.*, to mandamus official respondents to remove encroachments in a water body.

2. When the captioned WP was listed before Predecessor Hon'ble Division Bench on 06.02.2023, the following proceedings came to be made:



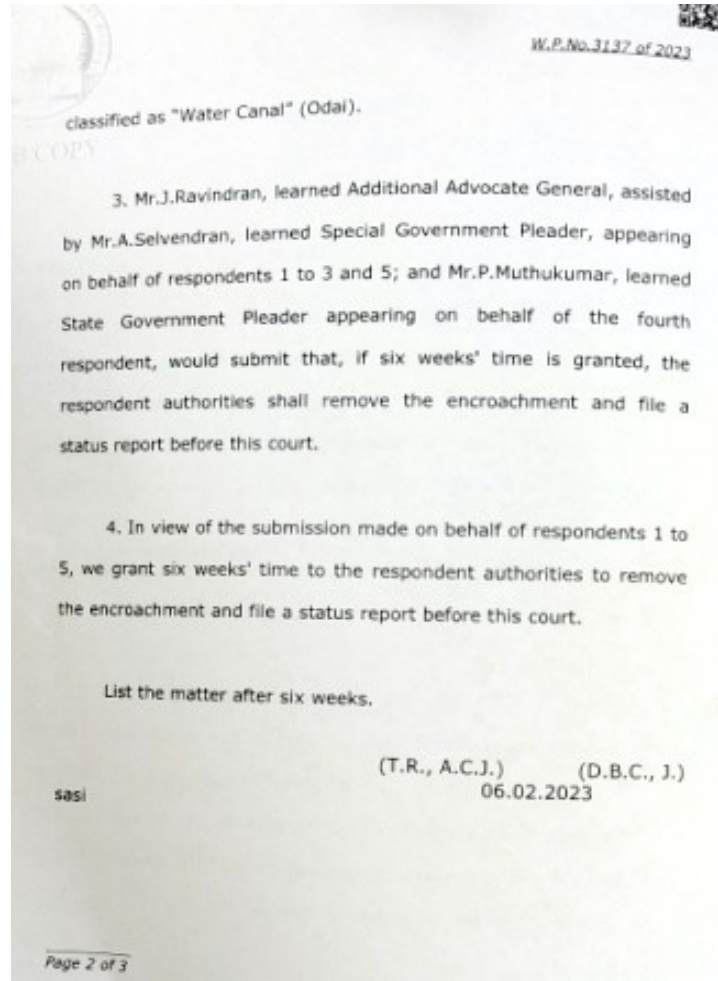
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3. Today, Mr. M. Guruprasad, learned counsel on record for writ petitioner and Mr. T.K. Saravanan, learned Additional Government Pleader for RR 1 to 5 are before us.

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4. Adverting to earlier proceedings dated 06.02.2023 made by Predecessor Hon'ble Division Bench, learned State counsel, on instructions, submits that the encroachments have since been removed and a status report of R3 (Tahsildar) being status report dated 28.06.2025 has been filed.

5. Adverting to paragraph no.5 of status report, learned State counsel submits that **T.K. Shanmugam** principle *vide* **T.K.Shanmugam Vs. State of Tamil Nadu** reported in **2015 (5) LW 397** has been followed with regard to RoE. This submission is recorded. Elaborating on this and explaining paragraph 5 of the status report, learned State counsel submits that after giving an opportunity to the private respondents, orders were made on 12.05.2023 and ultimate RoE was on 05.06.2023.

6. Recording the stated position of the learned State counsel which has also been placed before us in the form of status report dated 28.06.2025 means that the captioned WP can be given a closure. We do so.

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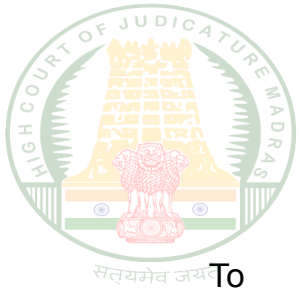
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7. Captioned WP stands disposed of as closed recording the stated position of the learned State counsel. There shall be no order as to costs.

(M.S., J.) (H.C., J.)
30.06.2025

cad
Index: Yes/No
N.C. : Yes/No



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