



W.P.No.6661 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 09.06.2025

CORAM

THE HONOURABLE MR.JUSTICE **M.SUNDAR**
and
THE HONOURABLE MR.JUSTICE **P.DHANABAL**

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S.Venugopal

... Petitioner

Vs.

1. The Secretary
Municipal Administration and
Water Supply Department
Government of Tamil Nadu
Fort St.George, Kamarajar Salai
Chennai - 600 009
2. The Additional Chief Secretary and
Commissioner of Land Administration
Chepauk, Chennai - 600 005
3. The Commissioner
The Greater Chennai Corporation
Ripon Buildings, Chennai - 600 003
4. The District Collector
Chennai District
Singaravelar Maaligai
Chennai - 600 001



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5. The Regional Deputy Commissioner
Central Region, The Greater Chennai Corporation
No.13B/39B, Pulla Avenue Shenoy Nagar
Chennai - 600 030

6. The Tahsildar
Ayanavaram Taluk
Chennai - 600 102

7. The Revenue Divisional Officer
Tondiarpet Revenue Division
No.473, Thiruvottiyur High Road
Tondiarpet, Chennai - 600 081

8. The District Revenue Officer
The Chennai District
No.62, Rajaji Salai, Chennai - 600 001

9. The Zonal Officer
Zone-6, The Greater Chennai Corporation
Anderson Raod, Ayanavaram
Chennai - 600 023

10. The Zonal Officer
Zone 8, The Greater Chennai Corporation
Pulla Avenue, Shenoy Nagar
Chennai - 600 030

... Respondents

Writ Petition filed under Article 226 of The Constitution of India
praying to issue a Writ of Mandamus directing the respondents to consider
my representation dated 04.05.2017 to take appropriate steps to remove the
encroachment in the North Red Hills Road and Kolathur Main Road within



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the reasonable time that may be fixed by this Court.

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For Petitioner : Mr.S.Venugopal
(Petitioner-in-person)

For Respondents : Mr.T.K.Saravanan
Additional Government Pleader
for R1, R2, R4, R6, R7 and R8

Mr.G.T.Subramanian
Standing counsel for R3, R5 and R10

ORDER

[Order of the Court was made by **M.SUNDAR, J.,**]

This order will now dispose of the captioned 'Writ Petition' ['WP' for the sake of brevity].

2. Mr.M.Vijayaragavan, learned counsel on record for writ petitioner, Mr.T.K.Saravanan, learned Additional Government Pleader for R1, R2, R4, R6, R7 and R8 and Mr.G.T.Subramanian, learned Standing counsel for R3, R5, R9 and R10 are before us.

3. Adverting to representation dated 04.05.2017 from the writ petitioner, learned counsel for writ petitioner submitted that there is



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encroachment in 'North Red Hills Road and Kolathur Main Road'

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4. Considering the facts and circumstances of the case in juxtaposition with G.O.(Ms)No.64, Revenue and Disaster Management Department, Land Disposal Wing, dated 08.02.2022 {hereinafter 'said GO' for the sake of convenience} which puts in place a removal of encroachment procedure *inter-alia* giving opportunity to encroacher/s, we are of the view that the captioned WP can be disposed of by putting in a safety valve / adequate protection qua encroacher/s.

5. It was submitted by learned State counsel that said GO has been put in place, wherein and whereby Divisional Monitoring Committee, District Monitoring Committee and State Steering Committee have been constituted *inter alia* for a single point reporting / monitoring system *qua* Government lands.

6. In the light of the narrative thus far, we deem it appropriate to refer the matter to the Divisional Monitoring Committee headed by R7



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(Revenue Divisional Officer, Tondiarpet Revenue Division, No.473,

Thiruvottiur High Road, Tondiarpet, Chennai) *qua* said GO.

7. This Court directs the jurisdictional Divisional Monitoring Committee to examine if there is encroachment *qua* said land.

8. The Divisional Monitoring Committee *qua* said GO shall (if it comes to the conclusion that there is encroachment) report the encroachment to appropriate authorities concerned for further action (for removal of encroachment). To be noted, all the rights and contentions of encroachers are preserved for being raised before the Committee concerned which shall consider the same on their own merits and in accordance with law untrammelled by this proceedings in this Court. The entire exercise shall be completed within a period of 14 weeks from today *i.e.*, by 15.09.2025.

9. It is open to the writ petitioner and / or anyone concerned with this matter to come to this Court on the same issue even with a similar / same prayer if there is any change of circumstances.



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10. We make it clear that we have not expressed any view or opinion as to whether there is encroachment or not *qua* said land as it turns on facts and it is for the Divisional Monitoring Committee to take a call on this aspect of the matter. We also make it clear that this exercise will not apply to patta land and it will apply only to public land, if there is any encroachment in public land.

11. Captioned WP is disposed of with the aforementioned observations and directives in the aforesaid manner. There shall be no order as to costs.

(M.S.,J.)

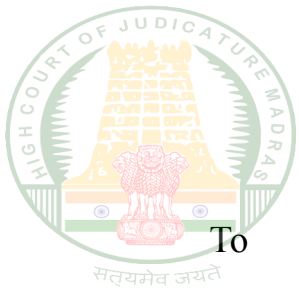
(P.D.B.,J.)

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Index : Yes / No

Neutral Citation : Yes / No

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**M.SUNDAR, J.,
and
P.DHANABAL, J.,**

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