



WEB COPY



W.P.No.11027 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.06.2025

CORAM :

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

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

W.P.No.11027 of 2025

R.Venkatesan

.. Petitioner

Vs.

1. The District Collector  
District Collector Office  
Tiruvallur District.
2. The Sub Collector  
District Collector Office  
Tiruvallur District.
3. The District Revenue Officer  
Revenue Divisional Office  
Tiruttani, Tiruvallur District.
4. The Chairman  
District Watershed Development Agency  
Tiruvallur District.
5. The Tahsildar  
Tiruttani Village  
Tiruvallur District.
6. The Village Administrative Officer



W.P.No.11027 of 2025

WEB COPY

Mamandur Village  
Village Administrative Office  
Mamandur.

7. Star Life Energy Power Pvt. Ltd.  
Rep. by his Director  
No.13, Bathrakaliamman Koil Street  
Tirupur North, Tiruppur 641 602.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing 1<sup>st</sup> to 6<sup>th</sup> respondents to stop the evacuation works of 7<sup>th</sup> respondent in the Survey No.188/82 in Mamandur Village, Arungulam Post, Tirutani Taluk and Tiruvallur District within a time frame fixed by this Court and take necessary appropriate steps and such further or order as this Hon'ble Court may deem fit and proper in the facts and circumstances of this case.

For Petitioner : Mr.M.Nambirajan

For Respondents : Mr.M.Habeeb Rahman  
Government Advocate  
for Respondents 1 to 6

### ORDER

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

We find in the affidavit in support of the petition, an advocate S.Esakkimuthu, MS.3118/2014 has signed under the words “before me”. Mr.M.Nambirajan, who is appearing today, whose registration is MS.2474/2010 is the advocate on record.



W.P.No.11027 of 2025

WEB COPY

2. The affidavit in the first set is scanned and re-produced below:

13

**IN THE HIGH COURT OF JUDICATURE, AT MADRAS**  
**(Special Original Jurisdiction)**  
**W.P.No. 11027 of 2025**

R. Venkatesan,  
S/o Rangan  
No.1/16, Bajanai Koil Street,  
Mamandur Village, Arunkulam Post,  
Tiruttani Taluk,  
Tiruvallur District, 631 201

...Petitioner

-Vs-

1. The District Collector,  
District Collector Office,  
Tiruvallur District.
2. The Sub Collector,  
District Collector Office  
Tiruvallur District.
3. The Divisional Revenue Officer,  
Revenue Divisional Office,  
Tiruttani, Tiruvallur District.
4. The Chairman,  
District Watershed Development Agency,  
Tiruvallur District.
5. The Tashildar  
Tiruttani Village,  
Tiruvallur District.
6. The Village Administrative Officer  
Mamandur Village,  
Village Administrative Office  
Mamandur.
7. Star Life Energy Power Pvt Ltd  
Rep by his Director  
No.13, Bathrakalihamman Koil Street,  
Tirupur North, Tiruppur- 641602

...Respondents

Pg. No: 1  
Ctd - -



W.P.No.11027 of 2025

WEB COPY

(14)

**AFFIDAVIT OF THE PETITIONER**

I, R. Venkatesan S/o Rangan, aged 49 years, residing at No. 1/16, Bajanai Koil Street, Mamandur Village, Arunkulam Post, Tirutanni Taluk, Tiruvallur District - 631 201 do hereby solemnly affirm and sincerely state as follows:-

1. I am the Petitioner herein and am well acquainted with the facts of the case.
2. I respectfully submit that I am the Former Panchayat President of Mamandur Village, I was in the service from (2011-2016) at that time Central Government announced a scheme called "KUDIMARAMATHU SCHEME", The Kudimaramathu Scheme is an initiative aimed at delisting and restoring traditional irrigation tanks and water bodies in Tamil Nadu. By reviving the centuries-old practice of community-based water management, the scheme empowers local farmers and villagers to take ownership of water conservation efforts.
3. I submit that based on Kudimaramathu Scheme in Tiruvallur District the IWMP-II Project is functioning at Thiruvalangadu Block for the Project Area of 5400 Ha with the approved project cost of Rs.648 lakhs from the year 2010-11, based on this Project we have spotted 2 ponds at the village in Survey No.188/82 and the 2 ponds silt cleared in the year 2012-13.
4. I Submit that on 06.03.2025 morning at 10.30 am "**STAR LIFE ENERGY POWER PRIVATE LIMITED**" company has come up with 2 JCB Vehicles bearing Vehicle No's.1.AP033D0534 and 2.TN73BZ8039 without giving any notice and any information to the village people they forcefully buried 2 Ponds in the Survey No.188/82 and encroached the land, when I ask them why are you buried a water resource (pond) of our Village with your workers and goondas over the night on that One Mr.Satishkumar and Mr.Vishnuprasad conveyed this land belongs to

Pg.No: 2  
Ctd --



W.P.No.11027 of 2025

WEB COPY

their company they are planning to erect solar power resources in the land.

5. I Submit that I was shocked of their evacuation of the ponds and I tried to stop their work by showing a records available with me stating that **Survey No.188/82 is "PARAI" (Rock) which belongs to the government**, and more than that there was an 2 Ponds which produces an water resources to the Mamandur village people's as well the pond water were joining with the lake named as "CHITHI ERI" located in Mamandur.
6. I submit that the above MNC Company have acquired the lands from Mamandur Village bearing Patta No.687, 3381, 819, 113, 3381 and all this lands comes under Survey No 188. All this lands are acquired by the company in illegal manner. I have sent a letter to The Collector regarding this land transfer and requested to enquire the matter and take a legal action against them.
7. I submit that the above mentioned Survey No 188 and surrounded land of this Survey No, includes "PARAI" (Rock), "PORAMBOKU" , "ANADHEENAM" lands of our Village, and also the Survey No 188/87,80,82,64,71,72,61,54,11,62,52,66 . are used for flower cultivation (HORTICULTURE) from past three generations by Mr. ARUNACHALAM'S sons (1) Annamalai (2) Govindhasamy, (3) Venu, (4) Meenatchi w/o Ponnusamy, (5) Perumal s/o Kuppareddy and (6) Kowsalya d/o Duraisamy . Without any prior intimation/ Notice been served to them, the MNC Company directly with the help VAO and Current President of the Village they cleared the cultivated land. It was the livelihood of theses family's. When they tried to stop the JCB the Goondas were sent to forcefully beat and pull them out from that place. Police also present at that time in the place of occurrence. Regarding this issue an Enquire is conducted and pending in RDO office.

Pg. No: 13  
Cuts ...



W.P.No.11027 of 2025

WEB COPY

16

8. I submit that this MNC Company has posted a Notice with the help of VAO Officer in Mamandur VAO office door, stating that the Survey No 188 and nearby Village Lands are Registered and going to issue a Patta in the name of this MNC Company, if anyone have Objection regarding this kindly approach the Office. After seeing this Notice I have made an Objection stating this lands are Government lands and our Village people from past Three generation living here and using this land for cultivation, over that the two ponds also there which is water source for our village and source for our cultivation, kindly stop issuing Patta to this Survey No's in letter and sent to VAO, DRO and District Collector offices.

9. I submit that I was thrown from pillar to post but no actions were taken by any officer, they only call for enquiry and keep pending in between the MNC Company has completely swiped up the land and started constructing Compound Wall, when I they came to know in always and means I am approaching the officers to stop this land encroachment , the Owner of the Company Mr. Ashokkumar and the Manager of the Company Mr. Sathiskumar were treating me stating that they are strong in both political and money power, if I tried further they will file a false compliant and arrest me with the help of local police, or they will murder me with help of Goondas as threatening.

10. I humbly submit that we are struggling a lot to run a day-to-day life with those cultivated lands, and this Company directly ceased the livelihood of me and also our Village people. Those two ponds not only source of water for village people but also to the farmers for cultivation and animal husbandry, the 7<sup>th</sup> respondent were digging out in the land cleaning in the land to construct a Solar Power resource, I couldn't do anything against them as they had political power, they were in key posting at current ruling Party.

Pg. No: 4  
Contd ...



W.P.No.11027 of 2025

WEB COPY

(17)

11. I submit that the Government can claim right over the "PARAI" Lands, but belong to Persons, who are all in Possession of the same; The Use of Parai Classification land for commercial Purposes did not divest the title. The Contention of the Tahsildar and VAO in their movement against the land belonged to the Government is contrary to the Law.

12. I am advised to state that the Hon'ble High Court of Madras in **R.PANDIAN vs. THE DISTRICT COLLECTOR & 6 OTHERS (W.P.NO.10717 OF 2020)**, the Court held that they ordered to "However during Kudimaramathu all the encroachments would be removed after following the due procedure".

13. I Submit that the private company was encroaching on the lands in various survey Numbers as myself a former Panchayat President I have silt cleared 2 ponds in my service the same was encroached by the private company, it is just and necessary to prevent indulging in such illegal acts of encroachment and I am advised to request the Hon'ble High Court of Madras to pass an appropriate order to stay the works in the above survey No and enquire about the buried 2 Ponds which was a Water resource to all of us, Therefore, I am left with no other alternative and efficacious remedy, I am approaching this Hon'ble court by invoking Article 226 of the Constitution of India.

14. I submit that I have not filed any Public Interest Litigation earlier and to my knowledge no other person has filed any Public Interest Litigation concerning the same subject matter, I hereby undertake to pay any cost, if any it is found to be intended for personal gain or motive.

15. I submit that I have filed the present Public Interest Litigation out of my own funds. I filed the present writ petition based on information on personal knowledge and also on the based-on information and personal knowledge, and also on basic of information furnished by the officials. I have also filed my representation and acknowledgment card etc, received from the Respondent. I submit that my Pan Number is DMAPR5364F,

g. No. 5  
Cadd - -



W.P.No.11027 of 2025

WEB COPY

(18)

my Aadhar Number is 4555 9363 1542 and my Annual Income Rs.1,20,000/-.

16. This is the first writ petition and no other petition for similar relief was filed or is pending before the Hon'ble court or any other court.

It is therefore prayed that this Hon'ble Court may be pleased to issue a writ like a writ of "MANDAMUS" or any other appropriate writ, directions, or order directing the 1<sup>st</sup> to 6<sup>th</sup> respondents to stop the evacuation works of 7<sup>th</sup> respondent in the Survey No 188/82 in Mamandur Village, Arungulam Post, Tirutanni Taluk and Tiruvallur District and take necessary appropriate steps and such further or order as this Hon'ble Court may deem fit and proper in the facts and circumstances of this case and thus render justice.

Solemnly affirmed at Chennai on  
On this 10<sup>th</sup> day of March 2025  
And signed in my presence.

BEFORE ME

S. Esakimuthu  
M. 21/8/2014  
S. Esakimuthu  
ADVOCATE CHENNAI  
#75, Rajarajeshwari St, Ch. 18

Pg. No. 6



W.P.No.11027 of 2025

WEB COPY

3. The affidavit in the second set is scanned and re-produced below:

13

**IN THE HIGH COURT OF JUDICATURE, AT MADRAS**  
**(Special Original Jurisdiction)**  
**W.P.No. 11027 of 2025**

R. Venkatesan,  
S/o Rangan  
No.1/16, Bajanai Koil Street,  
Mamandur Village, Arunkulam Post,  
Tiruttani Taluk,  
Tiruvallur District, 631 201

...Petitioner

-Vs-

1. The District Collector,  
District Collector Office,  
Tiruvallur District.
2. The Sub Collector,  
District Collector Office  
Tiruvallur District.
3. The Divisional Revenue Officer,  
Revenue Divisional Office,  
Tiruttani, Tiruvallur District.
4. The Chairman,  
District Watershed Development Agency,  
Tiruvallur District.
5. The Tashildar  
Tiruttani Village,  
Tiruvallur District.
6. The Village Administrative Officer  
Mamandur Village,  
Village Administrative Office  
Mamandur.
7. Star Life Energy Power Pvt Ltd  
Rep by his Director  
No.13, Bathrakaliamman Koil Street,  
Tirupur North, Tiruppur- 641602

...Respondents



W.P.No.11027 of 2025

WEB COPY

(14)

**AFFIDAVIT OF THE PETITIONER**

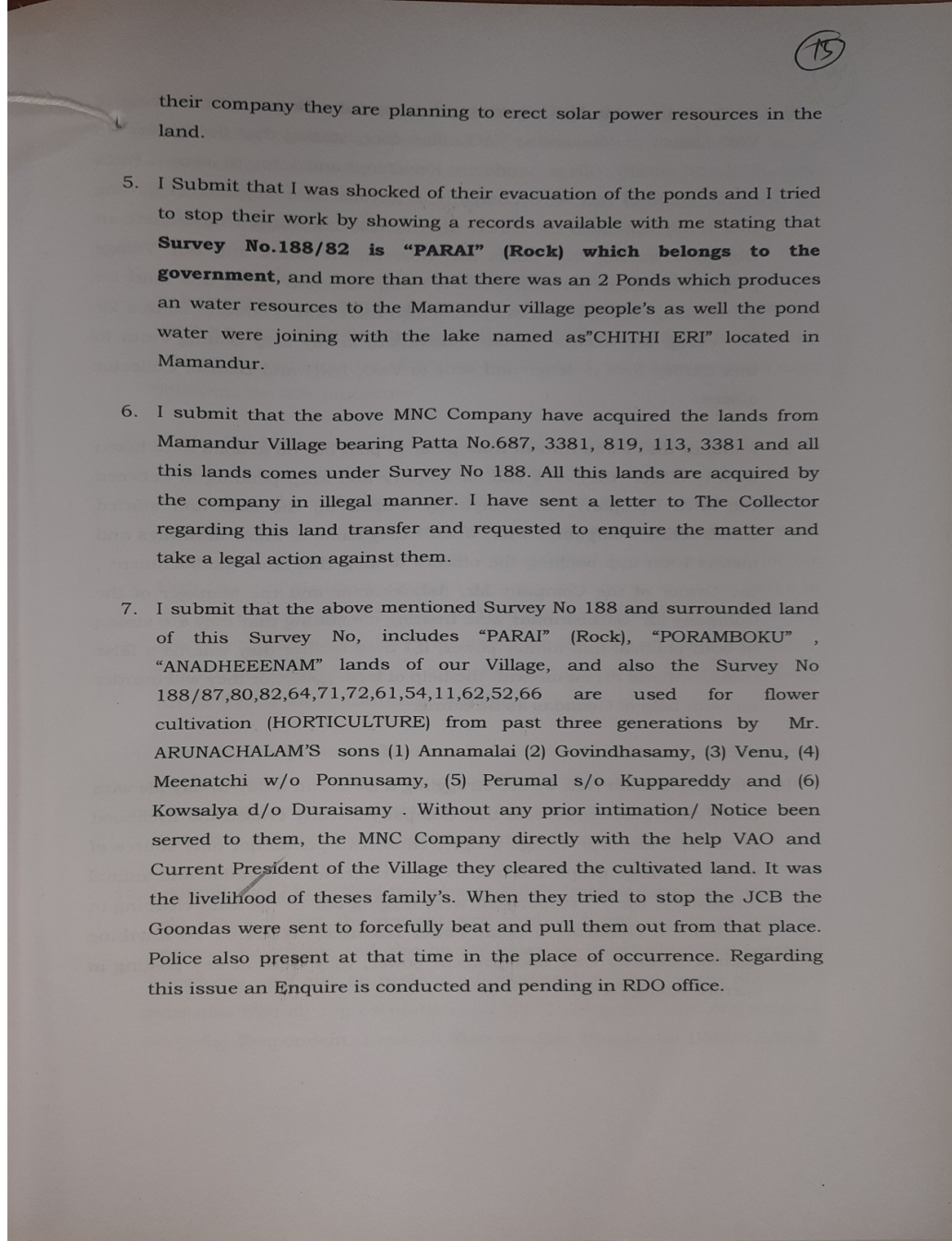
I, R. Venkatesan S/o Rangan, aged 49 years, residing at No. 1/16, Bajanai Koil Street, Mamandur Village, Arunkulam Post, Tirutanni Taluk, Tiruvallur District - 631 201 do hereby solemnly affirm and sincerely state as follows:-

1. I am the Petitioner herein and am well acquainted with the facts of the case.
2. I respectfully submit that I am the Former Panchayat President of Mamandur Village, I was in the service from (2011-2016) at that time Central Government announced a scheme called 'KUDIMARAMATHU SCHEME', The Kudimaramathu Scheme is an initiative aimed at delisting and restoring traditional irrigation tanks and water bodies in Tamil Nadu. By reviving the centuries-old practice of community-based water management, the scheme empowers local farmers and villagers to take ownership of water conservation efforts.
3. I submit that based on Kudimaramathu Scheme in Tiruvallur District the IWMP-II Project is functioning at Thiruvallangadu Block for the Project Area of 5400 Ha with the approved project cost of Rs.648 lakhs from the year 2010-11, based on this Project we have spotted 2 ponds at the village in Survey No.188/82 and the 2 ponds silt cleared in the year 2012-13.
4. I Submit that on 06.03.2025 morning at 10.30 am "**STAR LIFE ENERGY POWER PRIVATE LIMITED**" company has come up with 2 JCB Vehicles bearing Vehicle No's.1.AP033D0534 and 2.TN73BZ8039 without giving any notice and any information to the village people they forcefully buried 2 Ponds in the Survey No.188/82 and encroached the land, when I ask them why are you buried a water resource (pond) of our Village with your workers and goondas over the night on that One Mr.Satishkumar and Mr.Vishnuprasad conveyed this land belongs to



W.P.No.11027 of 2025

WEB COPY





W.P.No.11027 of 2025

WEB COPY

(1b)

8. I submit that this MNC Company has posted a Notice with the help of VAO Officer in Mamandur VAO office door, stating that the Survey No 188 and nearby Village Lands are Registered and going to issue a Patta in the name of this MNC Company, if anyone have Objection regarding this kindly approach the Office. After seeing this Notice I have made an Objection stating this lands are Government lands and our Village people from past Three generation living here and using this land for cultivation, over that the two ponds also there which is water source for our village and source for our cultivation, kindly stop issuing Patta to this Survey No's in letter and sent to VAO, DRO and District Collector offices.

9. I submit that I was thrown from pillar to post but no actions were taken by any officer, they only call for enquiry and keep pending in between the MNC Company has completely swiped up the land and started constructing Compound Wall, when I they came to know in always and means I am approaching the officers to stop this land encroachment , the Owner of the Company Mr. Ashokkumar and the Manager of the Company Mr. Sathiskumar were treating me stating that they are strong in both political and money power, if I tried further they will file a false compliant and arrest me with the help of local police, or they will murder me with help of Goondas as threatening.

10. I humbly submit that we are struggling a lot to run a day-to-day life with those cultivated lands, and this Company directly ceased the livelihood of me and also our Village people. Those two ponds not only source of water for village people but also to the farmers for cultivation and animal husbandry, the 7<sup>th</sup> respondent were digging out in the land cleaning in the land to construct a Solar Power resource, I couldn't do anything against them as they had political power, they were in key posting at current ruling Party.



W.P.No.11027 of 2025

WEB COPY

11. I submit that the Government can claim right over the "PARAI" Lands, but belong to Persons, who are all in Possession of the same; The Use of Parai Classification land for commercial Purposes did not divest the title. The Contention of the Tahsildar and VAO in their movement against the land belonged to the Government is contrary to the Law.

12. I am advised to state that the Hon'ble High Court of Madras in **R.PANDIAN vs. THE DISTRICT COLLECTOR & 6 OTHERS (W.P.NO.10717 OF 2020)**, the Court held that they ordered to "However during Kudimaramathu all the encroachments would be removed after following the due procedure".

13. I Submit that the private company was encroaching on the lands in various survey Numbers as myself a former Panchayat President I have silt cleared 2 ponds in my service the same was encroached by the private company, it is just and necessary to prevent indulging in such illegal acts of encroachment and I am advised to request the Hon'ble High Court of Madras to pass an appropriate order to stay the works in the above survey No and enquire about the buried 2 Ponds which was a Water resource to all of us, Therefore, I am left with no other alternative and efficacious remedy, I am approaching this Hon'ble court by invoking Article 226 of the Constitution of India.

14. I submit that I have not filed any Public Interest Litigation earlier and to my knowledge no other person has filed any Public Interest Litigation concerning the same subject matter, I hereby undertake to pay any cost, if any it is found to be intended for personal gain or motive.

15. I submit that I have filed the present Public Interest Litigation out of my own funds. I filed the present writ petition based on information on personal knowledge and also on the based-on information and personal knowledge, and also on basic of information furnished by the officials. I have also filed my representation and acknowledgment card etc, received from the Respondent. I submit that my Pan Number is DMAPR5364F,



W.P.No.11027 of 2025

WEB COPY

my Aadhar Number is 4555 9363 1542 and my Annual Income is Rs.1,20,000/-.

16. This is the first writ petition and no other petition for similar relief was filed or is pending before the Hon'ble court or any other court.

It is therefore prayed that this Hon'ble Court may be pleased to issue a writ like a writ of "MANDAMUS" or any other appropriate writ, directions, or order directing the 1<sup>st</sup> to 6<sup>th</sup> respondents to stop the evacuation works of 7<sup>th</sup> respondent in the Survey No 188/82 in Mamandur Village, Arungulam Post, Tirutanni Taluk and Tiruvallur District and take necessary appropriate steps and such further or order as this Hon'ble Court may deem fit and proper in the facts and circumstances of this case and thus render justice.

Solemnly affirmed at Chennai on

On this 10<sup>th</sup> day of March 2025

And signed in my presence.

BEFORE ME

S. Esakkimuthu  
MS. 2/15/2025

S. Esakkimuthu

ADVOCATE CHENNAI

# 75, Rajaraj Mohi St, Ch. 15



W.P.No.11027 of 2025

WEB COPY

4. Petitioner Venkatesan has not signed the affidavit. Counsel is unable to explain how the advocate S.Esakkimuthu signed attesting that the affiant signed before him. Therefore, it is a false declaration by the advocate S.Esakkimuthu. Counsel for petitioner also to take the blame.

5. A copy of this order be placed before the Bar Council of Tamil Nadu and Puducherry for necessary action against the advocate, though we will refrain from suggesting what action to be taken. The Bar Council will take action as it deems fit in accordance with law after following the due process.

6. In view of this, the petition has to be dismissed. First, we thought of imposing cost on petitioner. Since petitioner has not signed the affidavit, it is not clear whether such petitioner even exists. Therefore, it will not be proper on our part to impose cost on petitioner.

7. Petition is dismissed.



W.P.No.11027 of 2025

WEB COPY

8. A copy of this order be sent to Bar Council of Tamil Nadu as well as Bar Council of India for information and necessary action.

(K.R.SHRIRAM, CJ)

(SUNDER MOHAN,J.)

19.06.2025

Index : Yes/No  
Neutral Citation : Yes/No

kpl

To

1. The District Collector  
District Collector Office  
Tiruvallur District.
2. The Sub Collector  
District Collector Office  
Tiruvallur District.
3. The District Revenue Officer  
Revenue Divisional Office  
Tiruttani, Tiruvallur District.
4. The Chairman  
District Watershed Development Agency  
Tiruvallur District.
5. The Tahsildar  
Tiruttani Village  
Tiruvallur District.



W.P.No.11027 of 2025

WEB COPY

6. The Village Administrative Officer  
Mamandur Village  
Village Administrative Office  
Mamandur.
7. Bar Council of Tamil Nadu & Puducherry  
High Court Campus  
Chennai.
8. Bar Council of India  
21, Rouse Avenue Institutional Area  
Near Bal Bhawan  
New Delhi 110 002.



WEB COPY



W.P.No.11027 of 2025

THE HON'BLE CHIEF JUSTICE  
AND  
SUNDER MOHAN,J.

(kpl)

W.P.No.11027 of 2025

19.06.2025