



W.P.No.11376 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 09.04.2025

CORAM

THE HONOURABLE MR.JUSTICE **M.SUNDAR**

and

THE HONOURABLE MRS.JUSTICE **K.GOVINDARAJAN THILAKAVADI**

W.P.No.11376 of 2025

&

W.M.P No.12826 of 2025

1. M/s.Singanallur Textool Layout Residents' Welfare Association
Rep. by its President Mr.Rajendran
Having Office at No.59, Textool Layout
Singanallur, Coimbatore (South)
Coimbatore - 641 005

2. Mr.Rajendiran
S/o.Narayanaswamy ... Petitioners

(P2 impleaded as per order dated 08.04.2025
in W.M.P.No.14188 of 2025 in W.P.No.11376 of 2025)

vs.

1. Tamil Nadu Urban Habitat Development Board
No.5, Kamarajar Road
Ayothiya Nagar, Triplicane
Chennai - 600 005

2. The District Collector
Office of District Collector
No.7/1, State Bank Road

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Gopalapuram, Coimbatore - 641 018

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3. The District Revenue Officer
Coimbatore District Collector Office
Coimbatore

4. The Commissioner
Corporation of Coimbatore
Coimbatore

5. The Assistant Commissioner (East Zone)
Corporation of Coimbatore
Coimbatore

6. The Thasildhar (South)
Coimbatore (South) Taluk Office
Coimbatore

... Respondents

Writ Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Mandamus to direct 1st to 6th respondents to evict the illegal encroachment on the Vari Porambokku situated in S.No.290/1A and 290/1B in Singanallur Village and T.S.L.R.No.78, Block 17, Ward: AJ (36) Singanallur, Coimbatore (S) in Coimbatore District based on the continuous of representation by the petitioner Association.

For Petitioners : Mr. T.C.Gopalakrishnan

For Respondents : Ms.K.Indumathy Venkatesh
Standing counsel
for R1
Mr.T.K.Saravanan
Additional Government Pleader
for R2, R3 and R6
Mr.N.Velmurugan
Standing counsel for R4 and R5

ORDER



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

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Subject matter of captioned writ petition is land comprised in two survey numbers i.e., S.Nos.290/1A and 290/1B, both situate in A.J.Singanallur Ward, Coimbatore Corporation South Part (town), Coimbatore Taluk, Coimbatore District. 'S.No.290/1A' shall be referred to as 'I parcel of land' and 'S.No.290/1B' shall be referred to as 'II Parcel of land', both for the sake of convenience and clarity.

2. Mr.T.C.Gopalakrishnan, learned counsel for writ petitioner advertng to the writ affidavit and more particularly paragraph 4 thereat submitted that as many as 23 representations have been sent (over a period of time) *inter alia* seeking removal of encroachment qua I and II parcels of land but there is inaction and that has necessitated the captioned main WP is learned counsel's further say.

3. Issue notice to respondents.

4. Ms.K.Indumathy Venkatesh, learned Standing counsel accepts notice for R1, Mr.T.K.Saravanan, learned Additional Government Pleader accepts notice for R2, R3 and R6 and Mr.N.Velmurugan, learned Standing



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counsel accepts notice for R4 and R5,

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5. Learned State counsel submits, on instructions, that I parcel of land is classified as 'Vari' and II parcel of land is classified as 'Natham poramboke'. In this regard, learned counsel for writ petitioner advertent to the TSLR extract (to be noted, 'TSLR' denotes 'Town Survey Land Register') submits that II parcel of land has been classified as 'Sarkar Poramboke'. It is not necessary to delve into this dispute owing to the nature of the order which we propose to make. In other words, this question is left open owing to the nature of the order we propose to make.

5. As regards I parcel of land, learned State counsel submits that a survey by R6 will be conducted as expeditiously as the business of R6 permits but in any event within eight weeks from today i.e., on or before 04.06.2025. It is submitted that thereafter a survey report will be drawn and in the survey report thus drawn up, if encroachments are found, suitable action under appropriate/applicable Statute will be commenced within four weeks post 04.06.2025 i.e., on or before 02.07.2025. This submission is recorded and this puts to rest the legal drill as regards I parcel of land.

6. As regards the II parcel of land, learned State counsel submits that



there is a proposal to issue patta to 50 odd occupants. In this regard, one of the 23 representations sent by the first writ petitioner raises an objection to issue patta and a scanned reproduction of the representation dated 28.06.2021 is as follows:

பெருநர்-

1. ஆட்சி தலைவர் அவர்கள்,
கோவை மாவட்டம்
2. ஆணையாளர் அவர்கள்
கோவை மாநகராட்சி, கோவை

clean copy
7.6.21 தேதி: 28.06.2021
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பொருள் - சிங்காநல்லூர், டெக்ஸ்டில் லே அவுட் சாலையில் உள்ள
ஆக்ரமிப்பு அகற்றுதல் சம்பந்தமான .

அய்யா- டெக்ஸ்டைல் லே அவுட் பாத்திய (LP(CN)NO 107/76) வரை
உள்ள படத்தில் உள்ள அங்கீகரிக்கப்பட்ட மேற்படி லே அவுட்டில்

வடப்புறம் 30 அடி அகலமுள்ள சாலையில் ஆக்கிரமிப்பு செய்ய
பட்டுள்ளது. தாங்கள் அப்பகுதிக்கு பட்டா தருவதாக தெரிய
வந்துள்ளது.

ஆகவே பட்டா தருவதை நிறுத்தி எங்களுக்கு வரை படத்தில்
உள்ள மேற்படி சாலையில் உள்ள ஆக்கிரமிப்பை அகற்றி சீர்
செய்து, 30 அடி அகலம் உள்ள சாலையை பொது மக்களின்
உபயோகத்திற்கு தருமாறு தாழ்மையுடன் கேட்டுக்
கொள்கிறோம்

நன்றி

இணைப்புகள்:

- 1- அங்கீகரிக்கப்பட்ட வரை படம்
- 2- முந்தைய விண்ணப்ப நகல்கள்
- 3- புகைப்படம்

இப்படிக்கு தங்கள்
உண்மையுள்ள

சிங்காநல்லூர்,
டெக்ஸ்டைல் லே அவுட் நல சங்கம்



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7. Leaving open the question as to the revenue classification of II

parcel of land as alluded to supra, this Court deems it appropriate to write that the objection of the first writ petitioner shall be taken into account before taking a decision regarding grant of patta or in other words, the decision to grant or refuse patta qua II parcel of land will be after considering the writ petitioner's objection. This brings to halt the legal drill regarding the II parcel of land.

Captioned writ petition disposed of in the aforesaid manner. In the light of the order in the main WP, captioned WMP thereat is disposed of as closed. There shall be no order as to costs.

(M.S.,J.) (K.G.T.,J.)

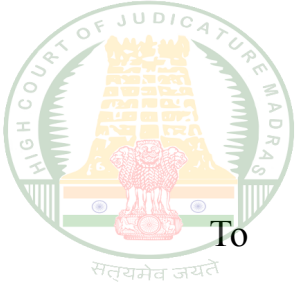
09.04.2025

Index: Yes/No

Speaking order/Non-speaking order

Neutral Citation: Yes/No

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To

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