



W.P.No.14798 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED : 17.07.2025

CORAM

THE HONOURABLE MR.JUSTICE **M.SUNDAR**  
and  
THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

**W.P.No.14798 of 2024**

Gopi

... Petitioner

Vs.

1. The District Collector  
District Collector Office  
Villupuram
2. The Sub-Collector  
Sub-Collectorate Office  
Tindivanam, Villupuram District
3. The Revenue Divisional Officer  
Marakanam, Villupuram District
4. The Municipal Commissioner  
Tindivanam, Villupuram District
5. The Thasildhar  
Taluk Office  
Tindivanam, Villupuram District
6. Balaji

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7. Muthu

WEB COPY 8. Gangan

... Respondents

Writ Petition filed under Article 226 of The Constitution of India praying to issue a Writ of Mandamus to direct the respondents particularly the 1st to 5th respondents to remove the encroachments completely by clearly to shed and other mentioned put up by the 6th to 8th respondents in S.No.21 to an extent of 0.75 cents in TMG Nagar, Tindivanam Taluk, Villupuram District.

For Petitioner : Ms.R.Shakthi Priya

For Respondents : Mr.K.Suresh  
Govt. Advocate for R1, R3 and R5

Ms.R.Reganitha  
for Mr.U.Bharanidharan for R4

### **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].



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2. Ms.R.Shakthi Priya, learned counsel on record for writ petitioner, Mr.K.Suresh, learned Government Advocate for R1, R3 and R5, and Ms.R.Reganitha, learned counsel representing Mr.U.Bharanidharan, learned Additional Government Pleader for R4.

3. Adverting to representations dated 09.06.2022 and 29.06.2022 from the writ petitioner, learned counsel for writ petitioner submitted that there is alleged encroachment to an extent of 0.75 cents in 'S.No.21, TMG Nagar, Tindivanam Taluk, Villupuram District ' [hereinafter 'said land' for the sake of convenience and clarity] by R6 to R8. To be noted, R6 to R8 are private respondents.

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 alleged encroachers, we are of the view that the captioned WP can be disposed of by putting in a safety valve / adequate protection qua alleged encroachers i.e., R6 to R8.



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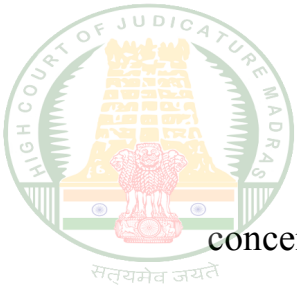
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5. It was submitted by learned State counsel that said GO has been put in place, wherein and whereby Divisional Monitoring Committee, District Monitoring Committee and State Steering Committee have been constituted *inter alia* for a single point reporting / 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 R3 (Revenue Divisional Officer, Marakkanam, Villupuram District) *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 alleged encroachers are preserved for being raised before the Committee



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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 23.10.2025.

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.

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.



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WEB COPY 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.)

(H.C.J.)

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Index : Yes / No

Neutral Citation : Yes / No

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**M.SUNDAR, J.,  
and  
HEMANT CHANDANGOUDAR, J.,**

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