



WEB COPY



W.P.No.17601 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.06.2025

CORAM

THE HONOURABLE MR. JUSTICE M.SUNDAR
and

THE HONOURABLE MR. JUSTICE HEMANT CHANDANGOUDAR

W.P.No.17601 of 2025

Arumugam

Petitioner

vs.

1. The District Collector
District Collectorate
Villupuram District
2. The Sub Collector
Tindivanam Taluk
Villupuram District
3. The Tahsildar
Taluk Office
Tindivanam Taluk
Villupuram District
4. The Block Development Officer
Block Development Office
Panchalam
Tindivanam Taluk
Villupuram District
5. The Village Administrative Officer
Kizhkaranaai Village
Panchalam Post
Tindivanam Taluk
Villupuram District



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6. Kathirvel

7. Elumalai

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus directing the respondents 1 to 3 to remove the encroachment in Survey Nos.70/5-00112 sq. meter and 70/6 – 00015 sq. meter situated at Kizhkaralai Village, Villupuram District within a time frame.

For petitioner
For RR1 to 5

Ms. Z. Rifa Fathima
Mr. K. Suresh
Government Advocate

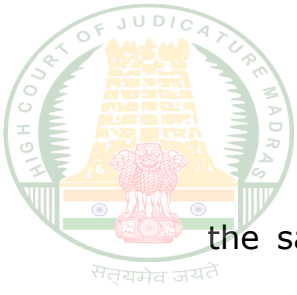
ORDER

[made by M.SUNDAR, J.]

This order will now dispose of the captioned 'writ petition' [hereinafter 'WP' for the sake of brevity].

2. Learned State counsel for official respondents (RR 1 to 5) submits that R7 (Elumalai) has preferred a statutory appeal under Section 10 of the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905) (statutory appeal dated 30.09.2024) and that

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the same will be disposed of by R1 (appellate authority) on its own merits and in accordance with law as expeditiously as the official business of R1 would permit but in any event within 14 weeks from today *i.e.*, on or before 22.09.2025. This is recorded as an undertaking given to this Court.

3. Considering the facts and circumstances of the case and the nature of the matter, we are of the considered view that in this case, recording the stated position of the learned State counsel will suffice to give a closure to the captioned WP. We do so.

4. Though obvious, we make it clear that all the rights and contentions of R7 (appellant *qua* statutory appeal) and other rights, if any, as well as rights and contentions of R6 (Kathirvel) stand preserved, they are not touched upon by this order and therefore, captioned WP is taken up for disposal with the consent of learned counsel for writ petitioner and learned State counsel for RR 1 to 5 and dispensing with notice to private respondents (RR 6 and 7).



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

cad

(M.S., J.) (H.C., J.)
16.06.2025



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HEMANT CHANDANGOUDAR, J.

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