



WEB COPY



W.P. No.23847 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.07.2025

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

W.P.No.23847 of 2025

C.Thamizharasi,
W/o.Sivasakthi,
No.4/115, Mela Veethi,
Jarugu, Nallampalli Panchayat Union,
Dharmapuri District.

Petitioner

Vs

- 1.The District Collector
District Collectorate,
Dharmapuri & District.
- 2.The Block Development Officer,
Nallampalli Panchayat Union,
Dharmapuri District.
- 3.The Tahsildar,
Nallampalli,
Dharmapuri District.
- 4.The Village Administrative Officer,
Maniyatha Halli,
Dharmapuri District.



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5.Lakshmi

6.Suresh Krishan

7.Shanmugam Veerappan

8.Sivakumar Veerappan

5 to 8 are residing at
Mela Veethi,
Jarugu Village,
Nallampalli Panchayat Union
Dharmapuri District.

Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents 1 and 2 to remove the encroachment made by the respondents 5 to 8 in the waterbodies in S.No.174/1 at Jarugu Village, Dharmapuri District, subsequently to take action against the respondents 3 and 4 as per the petitioner's representation dated 4.4.2025.

For Petitioner: Mr.M.Thamizhavel

For Respondents: Mr.A.Edwin Prabakar
State Government Pleader
assisted by
Mr.M.Habeeb Rahman
Government Advocate
for respondent Nos.1 to 4



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ORDER

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Heard learned counsel for the parties.

2. Without having waited for reasonable period after filing of the representation, the petitioner has rushed to file this petition seeking issuance of a direction to remove the encroachment allegedly made by respondent Nos.5 to 8 on the waterbody in Survey No.174/1 at Jarugu Village, Dharmapuri District.

3. In our view, the petitioner ought to have waited for reasonable time and, if no action is taken, then only she can file a petition. Be that as it may, we are inclined to dispose of the petition at this stage with a direction to respondent No.3 to verify the complaint/ representation and act in accordance with law by removing the encroachment, if any, at the spot, after affording an opportunity of hearing to respondent Nos.5 to 8. The exercise should be completed within a period of three months.



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4. Petition is, accordingly, disposed of. There shall be no order as to costs.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (SUNDER MOHAN,J)
30.07.2025

Index : Yes/No
Neutral Citation : Yes/No
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To:

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

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