



WEB COPY



W.P.No.31778 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.11.2025

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P. No.31778 of 2025

Sathish Sundar

.. Petitioner

VS

- 1.The Director of Municipal Administration
Directorate of Municipal Administration,
75, Urban Administrative Building,
Santhome High Road, MRC Nagar,
Raja Annamalaipuram, Chennai.
- 2.The Chairperson/The District Collector,
District Monitoring Committee for
Identifying and Evicting Encroachments in
water bodies and other Govt.lands,
District Collectorate,Salem – 636 001
- 3.The Chairperson/The Revenue
Divisional Officer Divisional Monitoring
Committee for identifying and evicting
encroachments in water bodies and other govt.
lands, Revenue Divisional Office,
Jahir Ammapalayam Road,
Suramangalam (PO), Salem – 636 005.
- 4.The Assistant Director (Town Panchayat),
District Collectorate, Salem- 636 001



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5.The Tahsildar
Salem Taluk Office, Salem-636 007

6.The Executive Officer
Mallur Town Panchayat, Mallur(PO),
Salem-636 203.

7.Samraj

8.R.Venkatesh

9.Munusamy

10.M.Raman

11.A.Podhumani

12.M.Rajendiran

13.P.Priya

14.R.Azhagar

15.Nandhagopal

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents 1-6 to consider the petitioner's representation dated 8.1.2025 expeditiously to implement the development project without altering the original extent of the water body and subsequently remove the illegal encroachments made in the waterbody by the respondents 7-15 in Ward No.11 S.F.No.60/3A1A1 in Mallur Town Panchayat, Salem District and restore the waterbody back to the original natural and extent in accordance with the law by following the due process within the time frame fixed by this Court.



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For Petitioner(s): Mr.Balaji Thirumoorthy

For Respondent(s): Mr.M.Habeeb Rahman,
Government Advocate
for R1 to R6.

ORDER

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

On the allegations made in the petition that the private respondents have encroached upon water body, the status report submitted by the State shows that survey was conducted and the private respondents, except respondent Nos.12, 13 and 14, have been found to be encroachers, besides many other encroachers, and notice has been issued to them initiating the process for eviction.

2. In view of the affidavit filed by the official respondents and the survey conducted by them, we are of the view that we need not keep this petition pending, but dispose it of with a direction to the official respondents to ensure that proceedings for eviction, which have been initiated against the encroachers, is brought to its logical conclusion, one way or other, within an outer limit of four months,



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after affording opportunity of hearing.

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There shall be no order as to costs.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
04.11.2025

Index : Yes/No
Neutral Citation : Yes/No
ssm



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THE HON'BLE CHIEF JUSTICE
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