



W.P.No.28928 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.08.2025

CORAM :

THE HON'BLE MR.MANINDRA MOHAN SHRIVASTAVA, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE SUNDER MOHAN

W.P.No.28928 of 2025

P.Suresh

.. Petitioner

v.

1. The District Collector
Namakkal District
2. The Revenue Divisional Officer
Tiruchengode
Namakkal District
3. The Tahsildar
Kumarapalayam Taluk
Namakkal District
4. The Superintendent of Police
Namakkal District
5. The Deputy Superintendent of Police
Tiruchengode
Namakkal District
6. The Executive Engineer
Water Resources Department
Mettur Dam Division
Mettur Dam – 1



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7. The Executive Engineer
Operation and Maintenance
TANGEDCO, Pallipalayam
Namakkal District
8. The Inspector of Police
Veppadai Police Station
Veppadai
9. The Revenue Inspector
Pallipalayam
Namakkal District
10. The Block Development Officer
Pallipalayam
Namakkal District
11. The Village Administrative Officer
Elanthakuttai Village
Kumarapalayam Taluk
Namakkal District
12. M/s Manobala Energy Pvt.Ltd.,
by its Director/Authorized Signatory: N.Balaji
Having its Business Place at
1/339/5, Tiruchengode Main Road
Patharai, Pallipalayam Agraharam Village
Sowthapuram, Tiruchengode
Namakkal
13. M/s Natesan Energy Private Limited
by its Director/Authorized Signatory: A.Natesan
Having its Business Place at
D.No.1/17, 12B12, Sri Balaji City
Tiruchengode Road
Sankari Durg, Salem District
14. M/s Indhu Balaaji Energy Private Limited



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by its Director/Authorized Signatory: N.Indirani
Having Business Place at
1/339/7, Veppadai to Tiruchengode Road
Patharai, Pallipalayam Agraharam Village
Sowthapuram, Tiruchengode
Namakkal

15.M/s Gnana Aswa Energy Private Limited
by its Director/Authorized Signatory: Natesan
Having Business Place at
1/339/4, Veppadai to Tiruchengode Road
Patharai, Pallipalayam Agraharam Village
Sowthapuram, Tiruchengode
Namakkal .. Respondents

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records on the files of the 2nd respondent in her impugned proceedings bearing Na.Ka.No.2039/2025/C dated 16.06.2025 and to quash the same as illegal, arbitrary and violative of Articles 14, 21, 48A and 51A(g) of the Constitution of India, and to consequently forbear the respondents 12 to 15 or any person claiming under them from proceeding further with the erection of electric poles and laying of 22KV high voltage power lines through the lands classified as 'Odai Poramboke' in Survey Nos.319, 320/2, 321,405, 406/2, 411, 412, 417/2, 418/4, 418/5 and 418/6 in Elanthakuttai Village, Kumarapalayam Taluk, Namakkal District, and to direct the official respondents to take appropriate steps to restore the Odai Poramboke lands to their original condition and protect them from further encroachments.

For Petitioner :: Mr.A.P.Karventhan

For Respondents :: Mr.A.Edwin Prabakar
State Government Pleader
assisted by
Mr.K.Karthik Jagannath
Government Advocate for
R1 to R3, R9 to R11



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Mr.A.Gokulakrishnan
Additional Public Prosecutor
for R4, R5 & R8

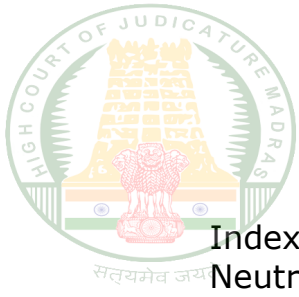
ORDER

(Order of the Court was made by The Chief Justice)

The order dated 16.06.2025 passed by the Sub-Divisional Magistrate in exercise of powers under Section 164 of BNSS, is sought to be challenged on various grounds, by styling the present petition as Public Interest Litigation.

Even according to the petitioner, he was one of the parties to these proceedings. The petitioner has an alternative and efficacious remedy of filing a revision, if he is aggrieved by the order impugned in this writ petition. We fail to understand why the petitioner has come to this Court in the garb of PIL. Petition is utterly misconceived. Dismissed with liberty to challenge the order dated 16.06.2025 before the appropriate forum as provided under BNSS. Consequently, W.M.P.Nos.32470 & 32472 of 2025 are closed. No costs.

(MANINDRA MOHAN SHRIVASTAVA,C.J.) (SUNDER MOHAN,J.)
07.08.2025



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Index : yes/no
Neutral citation : yes/no

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THE HON'BLE CHIEF JUSTICE
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SUNDER MOHAN,J.

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