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W.P.Nos.37015 of 2025 etc. batch

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.12.2025

CORAM :

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

and

THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.P.Nos.37015, 37021, 37029, 37034, 37044 & 37048 of 2025
and W.M.P.Nos.41410, 41396, 41401, 41411, 41417, 41431, 41440
41393, 41415, 41433, 41439, 41404 of 2025

W.P.No.37015 of 2025

A.Vadivel,
S/o Anandhan

... Petitioner

Vs.

1. The District Collector,
Kallakurichi District,
Kallakurichi – 606 202.
2. The Thasildhar,
Vanapuram Taluk (Pagandai Koottu Road),
Pagandai Kootu road,
Kallakurichi District.
Pin Code – 605 801.
3. Assistant Engineer,
Water Resources and irrigation Department,
Middle Pennaiyar Basin Division,
vanapuram Section Sub Division,
Vanapuram,



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Thiruvannamalai District.

Pin code – 606 753

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4. The Executive Officer,
Manalurpet Town Panchayath,
Manalurpet Post, Vanapuram Taluk,
Kallakurichi District.

5. The Assistant Engineer,
TNEB, Manalurpet,
Vanapuram Taluk,
Kallakurichi District
Pin code 605 754

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus to call for the records on the file of the 3rd respondent culminated in form III Rule 6(1) dated 12.07.2025 issued under the Tamil Nadu Protection of Tanks and eviction of Encroachment Act, 2007, in respect of Survey No.76/2, Manalurpet Village, Vanapuram Taluk, Kallakurichi district and quash the same and consequently direct the 3rd respondent not to demolish or remove the petitioner's house constructed in Survey No.76/2, Manalurpet Village, Vanapuram Taluk, Kallakurichi District alleging as encroachment.

For Petitioner
in all W.P.s : Mr.K.Dillibabu

For Respondents
in all W.P.s : Mr.A.Selvendran,
Spl.Govt.Pleader for R1 to R3
Mr.G.Nanmaran,
Spl.Govt.Pleader for R4



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COMMON ORDER

S.M.SUBRAMANIAM,J.

The show cause notice issued in Form-III under Tamil Nadu Protection of Tanks and Eviction of Encroachment Act, 2007 is under challenge in the present writ proceedings.

2. Instead of submitting explanation, the petitioners have chosen to file the writ petitions which are not entertainable, since the alleged encroachments are identified in water bodies. If at all the petitioners have got any documents, they are at liberty to place it before the competent authorities.

3. Learned Special Government Pleader, based on instructions, would submit that enforcement actions had been initiated to remove the encroachments from water bodies. Certain clarifications are sought for, from revenue authorities so as to confirm that the encroachments are made in water bodies. Therefore, the authorities will complete the enforcement actions in entirety by following the procedures as contemplated under the Act as expeditiously as possible.

4. As far as the petitioners are concerned, the explanation already



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submitted by the petitioners had been sent for verification to the revenue authorities. Thus, the respondents are directed to conclude the enforcement actions as expeditiously as possible.

5. With the above observations, the Writ Petitions stand dismissed.

No costs. Consequently, connected miscellaneous petitions are closed.

(S.M.S.,J.) (C.K.,J.)

09.12.2025

vsi

Index : Yes

Speaking order : Yes

To

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