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CRL RC No. 2393 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-12-2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

**CRL RC No. 2393 of 2025
& CRL MP No.21615 of 2025**

1. K.T.Velavan
S/o.P.Thiyagarajan, S/o Nallappan,
Kallipalayam Village, Paramathy Velur
Taluk, Namakkal District.
2. K.P.Rajendran
S/o Palanisamy, Kallipalayam,
Vengarai Post, Paramathy Velur Taluk,
Namakkal District.
- 3.K.P.Duraisamy
S/o. Palaniyappan, Kallipalayam,
Vengarai Post, Paramathy Velur Taluk,
Namakkal District.
- 4.K.Thangarasu
S/o. Kulanthaisamy, Kallipalayam
Village, Vengarai Post, Paramathy Velur
Taluk, Namakkal District.
5. K.N.Sekar
S/o.Nallappan,
Kallipalayam Village,
Vengarai Post, Paramathy Velur Taluk,
Namakkal District.

Petitioner(s)

Vs

- 1.The Sub-Divisional Executive
Magistrate
Assistant Collector Officer,
Tiruchengode, Namakkal.



2.The Deputy Superintendent of police
Velur, Namakkal District.

3.The Tahsildar
Paramathy Velur, Namakkal District.

4.The Inspector Of Police
Velur, Namakkal District.

5.The Revenue Inspector
Pandamangalam Paramathy Velur
Taluk, Namakkal District.

6.The Village Administrative Officer
Venkarai Village, Paramathy Velur
Taluk, Namakkal District.

7.Sakthivel
S/o. Somasundaram, Thittamedu,
Venkarai Panchayat, Paramathy Velur
Taluk, Namakkal District – 637 208.

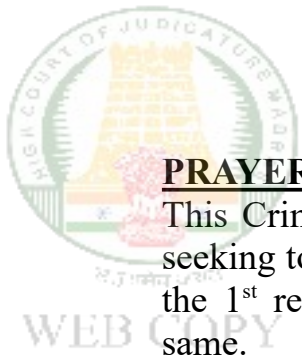
8.Arun
Thittamedu, Venkarai Panchayat,
Paramathy Velur Taluk,
Namakkal District – 637 208.

9.Rajendran
Thittamedu, Venkarai Panchayat,
Paramathy Velur Taluk,
Namakkal District – 637 208.

10.Subramani
Thittamedu, Venkarai Panchayat,
Paramathy Velur Taluk,
Namakkal District – 637 208.

11.Natarajan
Thittamedu, Venkarai Panchayat,
Paramathy Velur Taluk,
Namakkal District – 637 208.

Respondent(s)



PRAYER

This Criminal Revision Petition is filed under Section 438 r/w 442 of BNSS, seeking to call for the entire records pertaining to the impugned order passed by the 1st respondent in Na.Ka.7528/2025/C dated 16.10.2025 and set aside the same.

For Petitioner(s): Mr.S.Senthil

For Respondent(s): Dr.C.E.Pratap,
Government Advocate (Crl. Side)
for RR1 to 6
Mr.N.Umapathi
for RR7 to 11

ORDER

The Revision challenges the order passed by the Tahsildar directing the petitioners as well as the private respondents not to obstruct the pathway to a burial ground.

2.The learned counsel for the petitioners would submit that the private respondents are taking the funeral procession to the burial ground through the patta lands of the petitioners and therefore, the impugned order is liable to be set aside.

3.The learned counsel for the private respondents however, would submit that the petitioners do not have any patta; that they are encroachers; that on the complaint given by the private respondents, notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 was issued; that the petitioners have challenged the said notice before the Division Bench of this Court in



W.P.No.39228 of 2025 and this Court had directed the parties to maintain *status quo*.

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4.Since the action taken by the Authorities under Section 7 of the Land Encroachment Act is under challenge before the Division Bench of this Court in W.P.No.39228 of 2025 and an interim order has been passed, the impugned order in this petition would be subject to the result of the said Writ Petition. It is needless to state that the parties would have to await the final outcome of W.P.No.39228 of 2025.

5.Hence, the Revision is disposed of with the above observations. Accordingly, the connected criminal miscellaneous petition is also closed.

11-12-2025

Tsg
Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No



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SUNDER MOHAN J.
Tsg

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