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W.P.(MD)NO.1980 OF 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.06.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.1980 of 2020 AND

W.M.P.(MD)No.1654 of 2020

S.Karuppaiah

... Petitioner

Vs.

1. The Secretary to the Government,
Revenue Department,
Government of Tamil Nadu,
St.George Fort, Chennai.
2. The District Collector,
Pudukkottai District,
Pudukkottai.
3. The Revenue Divisional Officer,
Aranthangi,
Pudukkottai District.
4. The Tahsildar,
Avudayarkoil Taluk,
Pudukkottai District.
5. The Executive Engineer,
Public Works Department,
Water Resources Department,
South Vellaru Vadinila Kottam,
Pudukkottai.



WEB COPY

6. The Assistant Engineer,
Public Works Department,
Building Construction and Maintenance,
Sub-Divisional Officer,
Irrigation Sector (நீர்துறை),
Aranthangi, Pudukkottai District.

7. The Inspector of Police,
Meemisal police station,
Pudukkottai District.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, issuing a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the 5th respondent in Se.Mu.No.C1/Koo12 (Valakku/2019/dated 24.12.2019 and quash the same as illegal and arbitrary, consequently directing the 4th respondent to issue patta for this land in the petitioner's name verifying and considering the documents available with him.

For Petitioner : Mr.J.Pon Eswaramoorthy

For Respondents : Mr.A.Kannan,
Additional Government Pleader.

* * *

ORDER

Heard both sides.



WEB COPY 2. The petitioner herein challenges the impugned communication dated 24.12.2019 issued by the fifth respondent. The said communication reads that already Form-I to form-III notices have been issued. It is beyond dispute that survey No.1/1 in Velivayal Village has been classified as water body. The petitioner not only challenged the said communication but also wants patta for the same.

3. It is well settled that in respect of the water body, patta cannot be issued. This writ petition was filed in the year 2020. We are now in June 2025.

4. When the matter was taken up for final disposal, the learned Additional Government Pleader submitted that the petition-mentioned encroachment has already been removed. In fact when the matter was taken up for admission on 31.01.2020, all that the petitioner prayed was that since paddy crops planted by him were ripe for harvest, he wanted time till 09.02.2020 to vacate and hand over the possession to the respondents after completion of the



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harvest. The petitioner has no legal right as such. This writ petition stands dismissed. No costs.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
26th June 2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

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WEB COPY



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