



W.P.(MD) No.3585 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.06.2025

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

W.P.(MD) No.3585 of 2025

S.Ganapathy

... Petitioner

-VS-

- 1.The District Collector
Sivagangai District
Sivagangai
- 2.The District Revenue Officer
Sivagangai District
Sivagangai
- 3.The Revenue Divisional Officer
Sivagangai, Sivagangai District
- 4.The Tahsildar
Kalaiyarkovil Taluk Office
Kalaiyarkovil
Sivagangai District
- 5.The Joint Director (Agriculture)
The District Collector
Sivagangai District, Sivagangai



W.P.(MD) No.3585 of 2025

WEB COPY

6.The Assistant Director
Agriculture Department
Sivagangai District
Sivagangai

7.The District Forest Officer
Sivagangai District
Sivagangai

8.Kannan (Bonestter)

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the first respondent to remove all eucalyptus trees cultivated by the eighth respondent in the agriculture lands at Mudukkurani Village, Andichiyurani Post, Kalaiyarkovil Taluk, Sivagangai District, within a time frame stipulated by this Court.

For Petitioner : Mr.R.Karthic Rajan

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R7
Mr.S.Malaikani for R8

ORDER

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

This writ petition has been filed for issuance of a writ of mandamus directing the first respondent to remove all eucalyptus trees cultivated by the eighth respondent in the agriculture lands at Mudukkurani



W.P.(MD) No.3585 of 2025

WEB COPY

Village, Andichiyurani Post, Kalaiyarkovil Taluk, Sivagangai District, within a time stipulated by this Court.

2. In the absence of any prohibition under the statute or the Rules in force, the relief as such sought for in this writ petition cannot be granted.

3. Learned Government Pleader appearing for the respondents 1 to 7 brought to the notice of this Court that in a similar matter in W.P.(MD) No.70 of 2023, the Forest Department has filed a counter affidavit stating that writ petitions relating to eucalyptus trees do not come under the purview of the Forest Department under the Tamil Nadu Forest Act, 1882 and the Forest Department does not have any vested right to act upon the grievance of the petitioner relating to eucalyptus trees raised in the private patta lands.

4. In view of above, if at all the petitioner is able to establish any prohibition under the statute or the Rules in force, he is at liberty to approach the District Collector for initiation of appropriate action.



W.P.(MD) No.3585 of 2025

WEB COPY

5. Accordingly, this writ petition is disposed of. No costs.

[S.M.S., J.]

[A.D.M.C., J.]

03.06.2025

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

krk

To:

- 1.The District Collector,
Sivagangai District,
Sivagangai.
- 2.The District Revenue Officer,
Sivagangai District,
Sivagangai.
- 3.The Revenue Divisional Officer,
Sivagangai, Sivagangai District.
- 4.The Tahsildar,
Kalaiyarkovil Taluk Office,
Kalaiyarkovil,
Sivagangai District.
- 5.The Joint Director (Agriculture),
The District Collector,
Sivagangai District,
Sivagangai.



W.P.(MD) No.3585 of 2025

WEB COPY

- 6.The Assistant Director,
Agriculture Department,
Sivagangai District,
Sivagangai.
- 7.The District Forest Officer,
Sivagangai District,
Sivagangai.



WEB COPY



W.P.(MD) No.3585 of 2025

S.M.SUBRAMANIAM, J.
and
DR.A.D.MARIA CLETE, J.

krk

W.P.(MD) No.3585 of 2025

03.06.2025