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W.P.(MD)NO.6481 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.02.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.6481 of 2024

R.Murugesan

... Petitioner

Vs.

1. The District Collector,
Dindigul District, Dindigul.
2. The Revenue Divisional Officer,
Palani,
Dindigul District.
3. The Tahsildar,
Oddanchatram Taluk,
Dindigul District.
4. The President,
Pudukottai Village Panchayat,
Palani Taluk,
Dindigul District.
5. K.Subramanian
6. The Superintending Engineer,
Public Works Department (Water Resources),
Dindigul District.
7. The Assistant Engineer,
Public Works Department (Water Resources),
Nanchangiar Basin Division,



Palani Taluk,
Dindigul District.

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(R-6 & R-7 are impleaded vide order dated 25.02.2025
in W.M.P.(MD)No.7730 of 2024)

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 3 to remove the encroachment made by fifth respondent in the canal comprised in survey Nos.90 and 92 situated at Pudukottai Village, Oddanchatram Taluk, Dindigul District by considering the petitioner's representation dated 01.11.2023.

For Petitioner : Mr.T.Lenin Kumar

For R-1 to R-4 : Mr.K.Balasubramani,
Special Government Pleader.

* * *

ORDER

Heard both sides.

2. The petitioner's allegation is that the encroachments found in survey Nos.90 and 92 Pudukkottai Village should be removed.

3. It is not in dispute that a canal runs through these two survey numbers. The petitioner's case is that the fifth respondent is an encroacher.



WEB COPY

4. We would not go into the said factual controversy. We only direct the seventh respondent to take action as per law for clearing the encroachments in survey Nos.90 and 92. This exercise shall be completed within a period of four months from the date of receipt of a copy of this order. The seventh respondent will adhere to due process of law. Notices will be issued to all the encroachers. This writ petition stands allowed. No costs.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
25th February 2025

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

To:

1. The District Collector,
Dindigul District, Dindigul.
2. The Revenue Divisional Officer,
Palani, Dindigul District.
3. The Tahsildar,
Oddanchatram Taluk, Dindigul District.
4. The President,
Pudukottai Village Panchayat, Palani Taluk,
Dindigul District.

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G.R.SWAMINATHAN, J.

AND

B.PUGALENDHI, J.

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