



W.P(MD)No.8071 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.03.2025

CORAM:

**THE HONOURABLE MRS.JUSTICE J.NISHA BANU
and
THE HONOURABLE MRS.JUSTICE S.SRIMATHY**

W.P(MD)No.8071 of 2025

Balamurugan

... Petitioner

VS.

1.The District Collector,
Pudukkottai District.

2.The Revenue Divisional Officer,
Pudukkottai Revenue Division,
Pudukkottai District.

3.The Tahsildar,
Thirumayam Taluk,
Pudukkotai District.

4.The Inspector of Police,
Arimalam Police Station,
Thirumayam Taluk,
Pudukkottai District.

5.Maruthappan

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India
praying for issuance of a Writ of Mandamus thereby direct the respondents 1 to 4

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to remove the encroachment made by fifth respondent in S.F.No.561/2 and S.F.No.651 of Perungudi Village, Senkeerai Region, Thirumayam Taluk, Pudukkottai District.

For Petitioner : Mr.P.Ganapathi Subramanian
For RR 1 to 3 : M/s.D.Farjana Ghoushia
Special Government Pleader
For R – 4 : Mr.A.Albert James
Government Advocate (Criminal Side)

ORDER

(Order of the Court was made by J. NISHA BANU, J.)

By consent of both parties, this Writ Petition is taken up for final disposal at the stage of admission itself. Considering the limited relief sought for by the petitioner, notice to the fifth respondent is dispensed with.

2.It is the grievance of the petitioner that his representation dated 03.02.2025, to remove the encroachment made by fifth respondent in S.F.No. 561/2 and S.F.No.651 of Perungudi Village, Senkeerai Region, Thirumayam Taluk, Pudukkottai District, is kept pending till date without any progress. Therefore, he has filed this Writ Petition with the aforesaid prayer.



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3.The learned Special Government Pleader appearing for the respondents 1 to 3 would submit that encroachment has already been removed in the month of July, 2024 and once again, the fifth respondent has encroached the place in question and a police complaint has also been lodged before the fourth respondent and now, the encroachment will be removed in accordance with law.

4.In view of the above, we direct the respondents 1 to 4 to remove the encroachments made in the property in question, after giving sufficient opportunity of hearing to the petitioner and the fifth respondent and bring the same to its logical end by passing appropriate orders on merits and in accordance with law within a period of twelve (12) weeks from the date of receipt of a copy of this order.

5.With the above direction, this Writ Petition is disposed of. There shall be no order as to costs.

[J.N.B.,J.] & [S.S.Y.,J.]
24.03.2025

NCC : Yes / No
Index : Yes / No

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J.NISHA BANU, J.
and
S.SRIMATHY, J.

ps

ORDER MADE IN
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DATED : 24.03.2025