



W.P(MD)No.10504 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 22.04.2025

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

**W.P(MD)No.10504 of 2025
and
W.M.P(MD)No.7850 of 2025**

P.Appavu

... Petitioner

Vs.

1.The District Collector,
Pudukkottai District,
Pudukkottai.

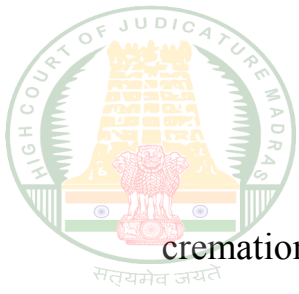
2.The Revenue Divisional Officer,
Iluppur,
Pudukkottai District.

3.The Tahsildar,
Viralimalai Taluk,
Pudukkottai District.

4.The Block Development Officer,
Panchayat Union Office,
Viralimalai,
Pudukkottai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, forbearing the respondents 1 to 4 from allowing burial and



W.P(MD)No.10504 of 2025

cremation of dead bodies in S.F.No.62 situated in Venkadanayagan Urani, Akkalnaickanpatti Village, Viralimalai Taluk, Pudukkottai District and consequently directing the respondent to evict the encroachment made in S.F.No.62 situated in Venkadanayagan Urani, Akkalnaickanpatti Village, Viralimalai Taluk, Pudukkottai District by considering the petitioner's representations dated. 27.12.2024 and 06.01.2025.

For Petitioner : Mr.S.Krishnan

For Respondents : Mr.K.Balasubramani
Special Government Pleader
for R.1 to R.3

Mr.G.V.Vairam Santhosh
Additional Government Pleader
for R.4

ORDER

Heard both sides.

2.The petitioner wants this Court to direct the respondents to prevent the burial and cremation of dead bodies in Survey No.62, Akkalnaickanpatti Village.

3.The learned Special Government Pleader points out that Survey No. 62/1 has been classified as “Orani”.



W.P(MD)No.10504 of 2025

4.The Hon'ble Full Bench of this Court in the decision reported in

WEB COPY 2023-2-Writ L.R.159 (Jagadheeswari & Others Vs B.Babu Naidu & Others)

had held that dead bodies can be cremated / buried only in the notified places.

Admittedly, Survey No.62 is not one such notified place. Therefore, the relief sought for has to be granted.

5.This Writ Petition is allowed accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

[G.R.S., J.] [B.P., J.]
22.04.2025

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

To

- 1.The District Collector,
Pudukkottai District,
Pudukkottai.
- 2.The Revenue Divisional Officer,
Iluppur,
Pudukkottai District.
- 3.The Tahsildar,
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Pudukkottai District.

3/4



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W.P(MD)No.10504 of 2025

G.R.SWAMINATHAN, J

and

B.PUGALENDHI, J.

MGA

4.The Block Development Officer,
Panchayat Union Office,
Viralimalai,
Pudukkottai District.

W.P(MD)No.10504 of 2025

22.04.2025