



W.P.(MD) No.10018 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.04.2025

CORAM:

THE HONOURABLE MR.K.R.SHRIRAM, CHIEF JUSTICE  
and  
THE HONOURABLE MR.JUSTICE P.B.BALAJI

W.P.(MD) No.10018 of 2025  
and W.M.P.(MD) No.7455 of 2025

V.Balamuthu

... Petitioner

-vs-

1.The District Collector  
Trichy District  
Trichy

2.The Tahsildar  
Srirangam Taluk  
Srirangam  
Trichy District

... Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the records relating to the impugned notice issued by the second respondent in his proceedings in Na.Ka.A3/4490/2024, dated 03.04.2025 and quash the same.

For Petitioner : Mr.B.Prahalad Ravi

For Respondents : Mr.P.Thilakkumar  
Government Pleader

ORDER



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Shri P.Thilakkumar takes notice on behalf of respondents.

2. Shri Thilakkumar, at the outset, disagreed with counsel for petitioner, Shri B.Prahalad Ravi, when a statement was made that the impugned notice dated 03<sup>rd</sup> April, 2025 under Section 6 of the Tamil Nadu Land Encroachment Act, 1905, has been issued without following due process, inasmuch as mandatory notice under Section 7 of the said Act has not been issued. Shri P.Thilakkumar tenders a copy of the alleged notice issued under Section 7 of the said Act and submitted that it has been received by petitioner.

3. When we pointed out that the alleged notice does not even contain a date and it has been signed by somebody claiming to be the son of Balamuthu and not Balamuthu, petitioner himself, Shri P.Thilakkumar, in fairness, stated that the impugned notice issued under Section 6 of the said Act be quashed and set aside with liberty to the authorities to issue a fresh notice under Section 7 of the said Act.



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4. Accordingly, we hereby quash and set aside the impugned notice dated 03<sup>rd</sup> April, 2025 with liberty as prayed for.

5. The petition is disposed. There shall be no order as to costs. Consequently, interim application stands closed.

We clarify we have not made any observation on the merits of petitioner's claim in the petition.

[K.R.SHRIRAM., C.J.]

[P.B.BALAJI, J.]

08.04.2025

NCC : Yes / No

Index : Yes / No

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To:

1.The District Collector,  
Trichy District, Trichy.

2.The Tahsildar,  
Srirangam Taluk,  
Srirangam, Trichy District.

THE HON'BLE CHIEF JUSTICE  
and  
P.B.BALAJI, J.

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