



W.P(MD)No.11894 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 24.01.2025

CORAM

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

**W.P(MD)No.11894 of 2024
and
W.M.P(MD)Nos.10600 of 2024 & 56 of 2025**

Devaraj

... Petitioner

Vs.

- 1.The District Collector,
Trichy,
Trichy District.
- 2.The Tahsildar,
Musiri,
Trichy District.
- 3.The Commissioner,
Musiri Panchayat Union,
Musiri,
Trichy District.
- 4.The Chairman,
Musiri Panchayat Union,
Musiri,
Trichy.

... Respondents



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Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 3 from altering the water channel comprised in S.No.458, Thiruthalaiyur Village, Musiri Taluk, Trichy District, by forming a road on the channel.

For Petitioner : Mr.R.Murali

For Respondents : Mr.G.V.Vairam Santhosh
Additional Government Pleader
for R.1 & R.2

Mr.R.Suresh Kumar
Additional Government Pleader
for R.3 to R.4

ORDER

Heard both sides.

2.It is not in dispute that a water channel runs in Survey No.458, Thiruthalaiyur Village, Musiri Taluk. It is well settled that the course of water channel cannot be altered. The allegation of the petitioner is that a road is proposed to be laid on the water channel.

3.It is impermissible. We had earlier granted interim injunction vide order dated 13.06.2024. The said interim order is made absolute.



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4.This Writ Petition stands allowed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

[G.R.S., J.] [B.P., J.]
24.01.2025

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

To

- 1.The District Collector,
Trichy,
Trichy District.
- 2.The Tahsildar,
Musiri,
Trichy District.
- 3.The Commissioner,
Musiri Panchayat Union,
Musiri,
Trichy District.
- 4.The Chairman,
Musiri Panchayat Union,
Musiri,
Trichy.



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