



W.P.(MD)No.15059 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 23.10.2025

CORAM

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

W.P(MD)No.15059 of 2020
and
W.M.P.(MD)No.12705 of 2025

Thangavel

... Petitioner

Vs.

1.The District Collector,
Dindigul District.

2.The Tahsildar,
Oddanchatram Taluk,
Dindigul District.

3.The Block Development Officer,
Village Panchayat,
Oddanchatram Taluk,
Dindigul District.

4.The President,
Virupatchi Panchayat,
Oddanchatram Union,
Dindigul District.

... Respondents



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Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorari, to call for the records pertaining to the order of the 4th respondent dated 14.10.2020 by her proceedings in Kaditha.Na.Ka.No. 01/2020-21 and quash the same as illegal.

For Petitioner :Mr.D.Venkatesh

For Respondents :Mr.S.Vinodh
Government Advocate
for R1 to R4

ORDER

Heard both sides.

2. The petitioner challenges the impugned communication issued by the President of the local body calling upon him to remove the petition mentioned encroachment. It is well settled that while the president of the local body can make such demand, he cannot coercively enforce the same. If the noticee fails to comply with the demand, the remedy open to the fourth respondent is to move the jurisdictional Tahsildar for taking action under the Tamil Nadu Land Encroachment Act, 1905.



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3. Directing the respondents 3 & 4 to take up the matter with the second respondent and directing the second respondent to act positively and to take suitable action under the Land Encroachment Act, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

[G.R.S., J.] [B.P., J.]
23.10.2025

NCC : Yes / No
Internet : Yes / No
Index : Yes / No
rmi

To

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Dindigul District.

3.The Block Development Officer,
Village Panchayat,
Oddanchatram Taluk,
Dindigul District.

4.The President,
Virupatchi Panchayat,
Oddanchatram Union,
Dindigul District.

3/4



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