



W.P(MD)No.17054 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.06.2025

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

**W.P(MD)No.17054 of 2024
and
W.M.P(MD)Nos.14672 & 14673 of 2024**

R.Theivendran

... Petitioner

vs.

- 1.The District Collector/Monitoring Committee,
Office of the District Collector,
Tenkasi District.
- 2.The District Revenue Officer,
Tenkasi District, Tenkasi.
- 3.The Revenue Divisional Officer/Sub Collector,
Sankarankovil Taluk, Tenkasi District.
- 4.The Tahsildar,
Thiruvankadam Taluk Office,
Tenkasi District.
- 5.The Assistant Commissioner,
Hindu Religious and Charitable Endowment Department,
Tenkasi District.



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6.The Block Development Officer,
Village Panchayat,
Kuruvikulam, Tenkasi District.

7.The Revenue Inspector,
Thiruvankadam Town Panchayat,
Tenkasi District.

8.The Executive Officer,
Thiruvankadam Town Panchayat,
Tenkasi District.

9.A.Vinayagam

... Respondents

(R – 9 is impleaded vide order dated 24.06.2025
in W.M.P(MD)No.23429 of 2024)

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorari calling for the records pertaining to the impugned order of eviction passed by the 7th respondent vide his proceeding Nil, dated 17.07.2024 and quash the same as illegal and for other reliefs.

For Petitioner : Mr.B.Arun

For RR 1 to 4 & 6 to 8 : Mr.V.Om Prakash
Government Advocate

For R – 5 : Mr.P.Subbaraj
Special Government Pleader

For R – 9 : Mr.K.Dinesh



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ORDER

(Order of the Court was made by S.M.SUBRAMANIAM, J.)

The impugned order passed by the seventh respondent, dated 17.07.2024, is under challenge in the present Writ Petition.

2.Enforcement action was initiated for the removal of encroachment under the provisions of the Tamil Nadu Land Encroachment Act, 1905. A Section 7 notice was issued to afford opportunity to the encroacher. Thereafter, the Revenue Thasildar, Thiruvengadam passed an order under Section 6 of the Tamil Nadu Land Encroachment Act, 1905.

3.If at all the petitioner is aggrieved, he has to prefer an appeal before the District Collector under Section 10 of the of the Tamil Nadu Land Encroachment Act, 1905. However, there is no bar for the Revenue Tahsildar to conclude the enforcement action.



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4. Granting liberty to the petitioner to prefer an appeal, this Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected Miscellaneous Petitions are closed.

[S.M.S.,J.] & [A.D.M.C.,J.]
24.06.2025
(1/2)

NCC : Yes / No
Index : Yes / No
Internet : Yes
ps



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To

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S.M.SUBRAMANIAM, J.
and
DR.A.D.MARIA CLETE, J.

ps

ORDER MADE IN
W.P(MD)No.17054 of 2024

DATED : 24.06.2025
(1/2)