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W.P.(MD) No.19738 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.08.2025

CORAM:

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

W.P.(MD) No.19738 of 2020

Thirupathi

... Petitioner

-VS-

1.The District Collector
Dindigul District
Dindigul

2.The Tahsildar
Palani Taluk Office
Palani, Dindigul District

3.The Block Development Officer
Palani Panchayat Union Office
Palani Taluk, Dindigul District

4.Ravi

5.Ganesan

6.S.V.Marimuthu

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents to evict encroachment of unauthorized occupation in public place proposed for Nursery School construction in Survey No.142/1 of Pudhu Ayakudi Revenue Village of Palani Taluk, Dindigul District, based on petitioner's representation dated 07.11.2020.

For Petitioner : Mr.K.Rachul Priyan

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R3
No appearance for R4 to R6

ORDER

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

The relief sought for in this writ petition is to direct the respondents to evict the encroachment of unauthorized occupation in public place proposed for Nursery School construction in Survey No.142/1 of Pudhu Ayakudi Revenue Village of Palani Taluk, Dindigul District, based on petitioner's representation dated 07.11.2020.



2. Learned Government Pleader appearing for the respondents 1 to 3, relying upon the status report filed by the Tahsildar / second respondent, submitted that a survey was conducted in the subject land and the following encroachments have been identified:

Sl.No .	Natham S.No.	Encroached area Hect Ares	Nature of Encroachment	Name and address of the Encroachers
1	141/587	0.00.17	Hotel	Thiru.Ravi the 4 th Respondent
2	141/587	0.00.17	Shop	Thiru.Ganesan the 5 th Respondent
3	141/587	0.00.09	Place of Pottery	Thiru.Marimuthu the 6 th Respondent
4	141/587	0.00.01	Fabric Shop	Thiru.Jageer Hussain, S/o.Abdul Rahman, 15 th Ward, Ottar Street, Obulapuram, Ayakudi.
5	141/587	0.00.07	Photo Studio	Thiru.Sahdahan, S/o.Abdul Muthalif, 15 th Ward, Ottar Street, obulapuram, Ayakudi.

3. Learned Government Pleader further submitted in the present



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case, the subject land is classified as “Grama Natham” and therefore, such land cannot be encroached upon and used for commercial purposes. The encroachers have constructed buildings for commercial purposes and actions are taken for removal of the same.

4. In view of the above submission, the second respondent is directed to proceed with the enforcement action and remove the encroachments by following the procedures as contemplated under the relevant statute and rules, within a period of twelve weeks from the date of receipt of a copy of this order.

5. With the above direction, this writ petition is disposed of. No costs.

[S.M.S., J.]

[A.D.M.C., J.]

07.08.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

1.The District Collector,

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Dindigul District,
Dindigul.

- 2.The Tahsildar,
Palani Taluk Office,
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