



W.P(MD)No.19211 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 19.06.2025

CORAM

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

W.P(MD)No.19211 of 2018
and
W.M.P.(MD)No.17046 of 2018

A.Devarajan

... Petitioner

Vs.

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The District Revenue Officer,
Madurai District.
- 3.The Revenue Divisional Officer,
Usilampatti, Madurai District.
- 4.The Tahsildar,
Usilampatti Taluk,
Madurai District.
- 5.The Superintending Engineer,
Public Works Department,
Penni Cuik Complex,
Madurai - 2.



W.P(MD)No.19211 of 2018

6.Marichamy

7.Pitchai

8.Paraman

9.Pandiammal

10.Songammal

11.Kasammal

12.Chellaveeranan

13.Veerapadi

14.Soundarapandi

15.Selvam

16.Singa Thevar @ Singaveeerana Thevar

17.Dharmar

18.Pounsamy

19.Selvam @ Selvaraj

20.Kuppusamy

21.Ravi

22.Thesingurajan

23.Kannan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of



W.P(MD)No.19211 of 2018

India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order of the 2nd respondent passed in Na.Ka.No.47544/2017/J3 dated 28.05.2018 quash the same and direct the respondents 1 to 5 to restore the water body namely Kammanathevan Oorani situate in S.No.99 of Usilampatti Village and Taluk, Madurai District.

For Petitioner : Mr.G.Thalamutharasu

For Respondents : Mr.S.Vinoth,
Government Advocate for R1 to R5.
Mr.J.Senthil Kumariah for R5 to R23.

ORDER

Heard both sides.

2.The case of the petitioner is that in S.No.99 of Usliampatti Village is water body and that pattas issued in respect of the said water body should be cancelled.

3.The matter was remitted to the file of the District Revenue Officer, Madurai. The District Revenue Officer, Madurai after conducting a detailed enquiry relegated the petitioner to go before the jurisdictional Civil Court. Challenging the same, this writ petition has been filed.



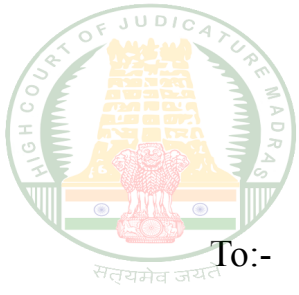
W.P(MD)No.19211 of 2018

WEB COPY

4. After going through the entire materials on record, we are satisfied that there was a water body originally. But the ground reality appears to have undergone a change. The District Revenue Officer in his counter affidavit has stated that when the settlement under updating registry was taken up between 1979 to 1984, the land was sub-divided into twenty sub-divisions and changes were effected and patta was granted to several individuals. The learned Government Advocate also produced copy of the “A” register. From the said “A” register, we are able to notice that S.No.99 was sub-divided into S.Nos.99/1 to 99/20 and patta has been issued to several individuals. Since these developments have taken place prior to 2000, we are not in a position to interfere. The writ petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.S.J.) & (B.P.J.)
19.06.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
ias



W.P(MD)No.19211 of 2018

To:-

WEB COPY

- 1.The District Collector,
Madurai District,
Madurai.
- 2.The District Revenue Officer,
Madurai District.
- 3.The Revenue Divisional Officer,
Usilampatti, Madurai District.
- 4.The Tahsildar,
Usilampatti Taluk,
Madurai District.
- 5.The Superintending Engineer,
Public Works Department,
Penni Cuik Complex,
Madurai - 2.



WEB COPY



W.P(MD)No.19211 of 2018

**G.R.SWAMINATHAN, J.
and
B.PUGALENDHI, J.**

ias

W.P(MD)No.19211 of 2018

19.06.2025