



W.P(MD)No.23977 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 13.02.2025

CORAM

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

W.P(MD)No.23977 of 2023

S.Thangavelu

... Petitioner

Vs.

- 1.The District Collector,
Pudukottai District,
Pudukottai.
- 2.The District Revenue Officer,
Pudukottai,
Pudukottai District.
- 3.The Tahsildar,
Alangudi Taluk,
Pudukottai District.
- 4.The Executive Engineer,
TANGEDCO,
Pudukottai,
TS.No.6101/6, Kalyanaramapuram,
Thirukkokarnam, Pudukottai.
- 5.The Executive Officer,
Alangudi Town Panchayat,
Pudukottai.



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6.The President,
Town Panchayat,
Alangudi,
Pudukottai.

7.A.Subramanian

8.S.Saravanan

9.Selvam

10.K.Jeganathan

11.R.Soundarajan

12.S.Rethinam

13.K.Perumal

14.Mohammed Sulthan

15.Chinnappa

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 6 to take appropriate action to remove the encroachments made by the respondents 7 to 15 in the water body, viz., catchment area of the village Kulam called as “Ramachandrakulam” in S.No.46-1 and 46 situated at Andikulam, Alangudi Post and Taluk, Pudukkottai District within a time stipulated by this Court.

For Petitioners : Mr.A.L.Kannan

For Respondents : Mr.K.Balasubramani
Special Government Pleader
for R.1 to R.3, R.5 to R.7



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Mr.S.Deenadhayalan
Standing Counsel for R.4

Ms.A.Banumathy
for R.7, R.9, R.10 & R.13

Mr.S.Chandra Sekar for R.8

No Appearance for R.11, R.12, R.14
& R.15

ORDER

Heard both sides.

2.It is not in dispute that Survey Nos.46 and 46/1 situated at Andikulam have been classified as “water bodies”. It is not under the control of the fifth respondent. However, it is for the third respondent to take action.

3.The third respondent is directed to conduct survey. Before conducting survey, he has to issue notices to all the interested parties / encroachers. Based on the result of the survey, the fifth respondent will take action for removal of encroachments under the provisions of Tamil Nadu Urban Local Bodies Act, 1998. We make it clear that the fifth respondent will have to necessarily adhere to due process of law. The entire exercise shall be



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completed within a period of five months from the date of receipt of a copy of

WEB COPY this order.

4.This writ petition is disposed of accordingly. There shall be no order as to costs.

[G.R.S., J.] [B.P., J.]
13.02.2025

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

To

- 1.The District Collector,
Pudukottai District,
Pudukottai.
- 2.The District Revenue Officer,
Pudukottai,
Pudukottai District.
- 3.The Tahsildar,
Alangudi Taluk,
Pudukottai District.
- 4.The Executive Engineer,
TANGEDCO,
Pudukottai,
TS.No.6101/6, Kalyanaramapuram,
Thirukkokarnam, Pudukottai.



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5.The Executive Officer,
Alangudi Town Panchayat,
Pudukottai.

6.The President,
Town Panchayat,
Alangudi,
Pudukottai.



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and

B.PUGALENDHI, J.

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