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W.P.(MD)NO.24006 OF 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.09.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.24006 of 2025 AND

W.M.P.(MD)Nos.18828 & 18829 of 2025

M.Kannan

... Petitioner

Vs.

1. The District Collector,
Pudukkottai District,
Pudukkottai.

2. The Tahsildar,
Thirumayam Taluk,
Pudukkottai District.

3. The Block Development Officer(Village Panchayat),
Arimalam Panchayat Union,
Pudukkottai District.

4. The Panchayat Secretary,
Kadiyapatti Village Panchayat,
Arimalam Panchayat Union,
Pudukkottai District.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned notice issued by the third respondent in Na.Ka.No.3258/2024/Thi.4 dated 05.02.2025



and quash the same in so far as the petitioner is concerned and consequently directing the respondents to issue patta to the petitioner in respect of the land to an extent of 0.02.25 Ares in survey No.18 at Sithalanjanpatti, Panangudi, Thirumayam Taluk, Pudukkottai District.

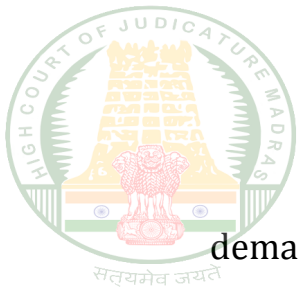
For Petitioner : Mr.A.Karthik
For R-1 & R-2 : Mr.C.Venkatesh Kumar,
Special Government Pleader.
For R-3 & R-4 : Mr.S.S.Madhavan,
Additional Government Pleader.

* * *

ORDER

The petitioner who appears to be in occupation of the water body challenges the impugned eviction demand on the ground that he was not put on notice.

2. The petitioner's grievance is justified. But then, on that account, we do not propose to interfere. This is because the Block Development Officer had issued the impugned eviction demand. It is well settled that the Block Development Officer cannot enforce the demand on his own. If the respondents fail to comply with the



demand, eviction proceedings under the Tamil Nadu Land Encroachment Act have to be taken. At that stage, the petitioner will have to be necessarily heard.

3. With the aforesaid clarification that the impugned demand cannot be coercively enforced, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
04th September 2025

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

PMU

To:

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Pudukkottai District, Pudukkottai.
2. The Tahsildar,
Thirumayam Taluk, Pudukkottai District.
3. The Block Development Officer(Village Panchayat),
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4. The Panchayat Secretary,
Kadiyapatti Village Panchayat, Arimalam Panchayat Union,
Pudukkottai District.



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