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**W.P.(MD) No.26402 of 2019**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 07.07.2025**

**CORAM:**

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

**W.P.(MD) No.26402 of 2019**

N.Veerappan

... Petitioner

-vs-

1.The District Collector  
Collectorate  
Sivagangai District

2.The Revenue Divisional Officer  
Devakottai Division  
Sivagangai District

3.The Tashildar  
Tashildar Office  
Karaikudi, Sivagangai District

4.Muthaiah

5.Koothan

... Respondents

**PRAYER:** Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 3 to remove the encroachment in public pathway made by 4<sup>th</sup> and 5<sup>th</sup> respondents in Survey



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No.263/1, 2, 4, 6, 7, 11, which is situated at Thattakudi Village, Karaikudi Taluk, Sivagangai District, by considering my representation dated 06.11.2019 within a stipulated time to be fixed by this Court.

For Petitioner : Mr.J.Senthil Kumaraiah

For Respondents : Mr.P.Thilakkumar  
Government Pleader for R1 to R3  
Mr.S.Bharathi for R4

**ORDER**

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

The writ on hand has been instituted seeking a direction to the respondents 1 to 3 to remove the encroachment in the public pathway made by respondents 4 & 5 in Survey Nos.263/1, 2, 4, 6, 7, 11, which are situated at Thattakudi Village, Karaikudi Taluk, Sivagangai District, by considering the petitioner's representation dated 06.11.2019 within the time stipulated by this Court.

**2.** Learned Government Pleader appearing for the respondents 1 to 3, on instructions, submitted that survey No.263/11 alone is a public pathway and the authorities will conduct a survey, identify the encroachments



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and initiate appropriate action, if there is any encroachment.

**3.** In view of the above submission, the Tahsildar / third respondent is directed to conduct a field inspection, survey the land and identify the encroachment and if any encroachment is found, initiate the enforcement action and remove the encroachment by following the procedures as contemplated under the relevant statutes and rules. The said exercise is directed to be completed within a period of twelve weeks from the date of receipt of a copy of this order.

**4.** With the above observations, this writ petition is disposed of.

No costs.

**[S.M.S., J.]**

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

**07.07.2025**

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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1.The District Collector,  
Collectorate,

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Sivagangai District.

2.The Revenue Divisional Officer,  
Devakottai Division,  
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3.The Tashildar,  
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Sivagangai District.



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

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