



W.P(MD)No.25342 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 03.06.2025

CORAM

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

W.P(MD)No.25342 of 2023

A.Vannappan

... Petitioner

Vs.

1.The District Collector,
Sivagangai District.

2.The Tahsildar,
Sivagangai Taluk,
Sivagangai District.

3.The Block Development Officer,
Sivagangai Panchayat Union,
Sivagangai District.

4.Subramani

5.Pandiarajan

6.Lakshmi

7.Azhagarsamy

8.Ravichandran



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9.Pandi

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10.Indra

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to remove the encroachment made by the respondents 4 to 10 in S.No.55 situated at Azhaghichipatti Village, Sivagangai Taluk and District thereby restore the same to its original character and extent by considering the representation of the petitioner dated 08.09.2023.

For Petitioner : Mr.J.Anandkumar

For Respondents : Mr.C.Venkatesh Kumar,
Spl. Govt. Pleader for R1 to R3.
Mr.M.S.Sheik Abdullah for R4.
Mr.G.Prabhu Rajadurai for R5.
Mr.M.Vivekandan for R6.

ORDER

Heard both sides.



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2.The petitioner alleges that there are encroachments in S.No.55 of Azhaghichipatti Village. Copy of the “A” register has been enclosed. S.No.55 has been classified as “Devankottai Kanmai”.

3.The learned counsel for the petitioner draws our attention to Form I notice issued by the Tahsildar, Sivagangai for causing removal of encroachments. The grievance of the petitioner is that the exercise has not been taken to its logical conclusion.

4.Notice was ordered in October 2023. We fail to understand as to why the official respondents have not acted in the matter sofar. Pendency of the writ petition cannot be an excuse for not taking action.

5.We direct the second respondent to take the process to its logical conclusion. Notice will be issued to all the encroachers. S.No.55 (Devankottai Kamai) shall be restored to its original position. The entire exercise shall be completed within a period of four months from the date of receipt of a copy of this order.



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6.This writ petition is disposed of accordingly. No costs.

(G.R.S.J.) & (B.P.J.)
03.06.2025

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

To:-

- 1.The District Collector,
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Sivagangai District.
- 3.The Block Development Officer,
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and
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