



W.P.(MD) No.28484 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.10.2025

CORAM:

**THE HONOURABLE MR.MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE
and
THE HONOURABLE MS.JUSTICE R.POORNIMA**

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G.Kavitha Arumugam
W/o.Gomathi Sankar
No.18, Pudhu Pettai
South Street
Palayamkottai Taluk
Tirunelveli District

... Petitioner

-VS-

- 1.The District Collector /
Monitoring Committee
Tirunelveli District
- 2.The Revenue Divisional Officer
Tirunelveli Sub Division
Tirunelveli District
- 3.The Tahsildar
Palayamkottai Taluk
Tirunelveli District
- 4.The Superintending Engineer
State High ways Department
A.R.Line Road, Palayamkottai
Tirunelveli District



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5.The Divisional Engineer
State High Ways Department
A.R.Line Road
Palayamkottai
Tirunelveli District

6.Annamalai
S/o.Not Known
Proprietor
Mahalakshmi Steels
8th Street, Sivanthipatti Main Road
Thiyagaraja Nagar, Palayamkottai
Tirunelveli District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing respondents 1 to 5 to remove the encroachment Siddhi Vinayagar temple to the extent of 10 feet width and 10 feet length and subsequently further Encroached Eastern Side road by Constructing paver Block stone about 10 feet width and 30 feet length outside the said temple in public road Sivanthipatti Main road (State highway) in Block 12 in Town survey No.1 situated at Thiyagaraja Nagar, Vijaya Ragava Mudhaliyar Sathiram Ward, Palaymkottai Taluk, Tirunelveli District made by the 6th respondent based on petitioner representations dated 08.09.2025 and 18.09.2025 within a stipulated by this Court.



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For Petitioner : Mr.C.Saravanakumar

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R1 to R5
Mr.Karthikeya Venkatachalapathy
for Mr.M.Maharaja for R6

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

Heard.

2. On an allegation of encroachment made through this writ petition, we would direct the State to expeditiously conclude the enquiry by conducting appropriate survey and find out whether the allegations are correct. If it is found that there are encroachments on the public street, it goes without saying that the same are required to be removed forthwith.

3. Considering that the representation was first made on 8th of September, 2025, we hereby direct the fifth respondent to take appropriate decision in the matter. The Tahsildar / third respondent shall ensure that the survey is conducted within six weeks from the date of receipt of a copy



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of this order. Soon thereafter, the fifth respondent shall proceed to act in accordance with law.

4. The petition is, accordingly, disposed of. There shall be no order as to costs.

[MANINDRA MOHAN SHRIVASTAVA, C.J.] [R.POORNIMA, J.]

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NCC : Yes / No

Index : Yes / No

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To:

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- 2.The Revenue Divisional Officer,
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4.The Superintending Engineer,
State High ways Department,
A.R.Line Road,
Palayamkottai,
Tirunelveli District.

5.The Divisional Engineer,
State High Ways Department,
A.R.Line Road,
Palayamkottai,
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