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W.P.(MD) No.36153 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.12.2025

CORAM:

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

W.P.(MD) No.36153 of 2025

and

W.M.P.(MD) No.28761 of 2025

The CSI Church
rep. by its Treasurer
Arumai Nayagam @ Ponnaiah
S/o.Rajamani Nadar
Door No.1-6-3/7, Poigai Main Road
Sambavarvadakarai, Kadayanallur Taluk
Tenkasi District

... Petitioner

-vs-

- 1.The District Collector
Tenkasi District, Tenkasi
- 2.The Tahsildar
Kadayanallur Taluk
Kadayanallur
Tenkasi District
- 3.The Executive Officer
Sambavarvadakarai Town Panchayat
Tenkasi District
- 4.S.V.Vaithiyalingam

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus to call for the records pertaining to the impugned notice issued by the third respondent in his proceedings in Na.Ka.No.32/2017, dated 07.10.2025 and quash the same as illegal and arbitrary and consequently direct the third respondent herein do not interfere with the petitioner's peaceful possession and enjoyment of the Church property.

For Petitioner : Mr.G.Gomathisankar

For Respondents : Mr.S.R.A.Ramachandran
Additional Government Pleader for R1 to R3

ORDER

[Order of the Court was made by DR.G.JAYACHANDRAN, J.]

This writ petition has been filed challenging the notice dated 07.10.2025, issued by the third respondent, directing the petitioner – Church to remove the encroachments made by them in the land classified as “Government Poramboke Lane”.

2. From the reading of the affidavit filed in support of this writ petition, this Court finds that the petitioner – Church purchased a land



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adjacent to a lane and thereafter, they are trying to encroach upon the said lane, which is abutting the Church. Therefore, the third respondent issued the impugned notice dated 07.10.2025 to remove the encroachment made by the petitioner – Church in the subject lane, which has been identified after the survey. This action has been taken by the official respondents only after this Court passed an order dated 24.06.2025 in W.P.(MD) No.1162 of 2019 filed by the fourth respondent herein directing the official respondents to remove the encroachments made in the subject lane. Whiles, this writ petition has been filed seeking to quash the impugned notice issued by the third respondent, as if there is a mistake in the UDR survey and therefore, the impugned notice is to be quashed. This Court does not find any merit in this writ petition and the same is, therefore, liable to be dismissed.

3. Accordingly, this writ petition is dismissed. No costs.
Consequently, connected miscellaneous petition is closed.

[G.J., J.] [K.K.R.K., J.]
17.12.2025

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

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To:

- 1.The District Collector,
Tenkasi District,
Tenkasi.
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Kadayanallur,
Tenkasi District.
- 3.The Executive Officer,
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AND
K.K.RAMAKRISHNAN, J.

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