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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-01-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

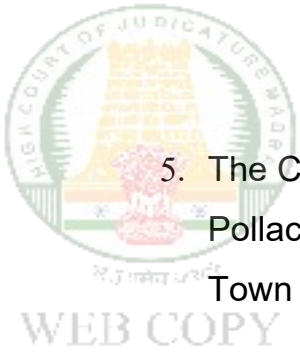
WP No. 1634 of 2026

Dr.N.A.Priyadharshini

..Petitioner(s)

Vs

1. The District Collector
Erode District,
Collectorate,
Erode 638 011
2. The Revenue Divisional officer
Gobichettipalayam 638 452
3. The Tahsildar
Sathyamangalam Taluk office,
Erode District
Sathyamangalam 638 402
4. The Engineer in Chief (WRO) and Chief
Engineer (General)
Public Works Department
Chepauk, Chennai 600 005



5. The Chief Engineer, P.W.D., W.R.O.,
Pollachi Region,
Town Hall, Coimbatore 641 011

6. The Executive Engineer (WRD)
Bhavanisagar Dam Division
Bhavanisagar (PO)
Sathyamangalam (TK)
PIN 638 451

7. The Assistant divisional Engineer (WRO)
Bhavanisagar Dam Division,
Gobichettipalayam 638 452

8. The Assistant Engineer (WRO)
Irrigation Section - Bhavanisagar Dam
Division,
Sathyamangalam 638 402

..Respondent(s)

Calling for the records relating to the impugned order passed by the 8th respondent in Lr. No Ko. 14/ 2025 / AE / Sathy dated 23.09.2025, quash the same and consequently direct the respondents not to interfere with the petitioner's peaceful possession and enjoyment of her land situated in S.F. No 49/4A1, Sellipalayam Village, Sathyamangalam Taluk, Eode District and further direct the respondents 7 and 8 to pay compensation as fixed by this Court to the petitioner for illegal demolition of the retaining wall in the subject matter land and for causing hardship and mental agony to the petitioner and her family members.



For Petitioner(s):

Mr.D.Arun Kumar
For Mr. K.R. Annamalai

For Respondent(s):

Mr.A. Selvendran,
Special Government Pleader For R1 To 8.**ORDER****(Order of the Court was made by C.KUMARAPPAN J.)**

The present writ petition has been filed instead of filing a suit.

2. Learned counsel for the petitioner would submit that property in SF.No.49/4A1, Sellipalayam Village, Sathyamangalam Taluk, Erode District is the absolute property of the petitioner, whereas the Government has issued the impugned order directing the petitioner not to put up any construction in the above area as the said SF.Number comes within the purview of Public Works Department, Water Resources Organisation.

3. Per contra, the main contention put forth by the learned Special Government Pleader is that since the property belongs to the petitioner, he is not entitled to maintain any writ petition. Even if the respondent interferes with the petitioner's peaceful possession, it is for the petitioner to approach the competent Civil Court to get an appropriate remedy.

4. As rightly contended by the learned Special Government Pleader, now that the petitioner sets up title with him. But the Government seriously



disputes the same and they claim right over the property. The above factual position clearly demonstrates the disputed facts between either parties. In such scenario, no writ can be maintained to resolve the disputed question of fact.

5. Accordingly, this Court finds that there are no merits in the present writ petition. In the result, the writ petition is dismissed, giving liberty to the petitioner to approach the Civil Court. No costs. Consequently, the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (C.K.,J.)
28-01-2026

Index: Yes/No

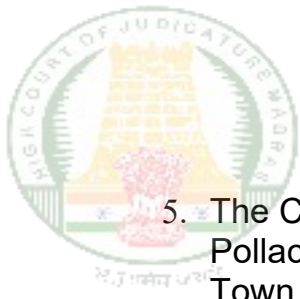
Speaking/Non-speaking order

Neutral Citation: Yes/No

GD

To

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**S.M.SUBRAMANIAM, J.
AND
C.KUMARAPPAN, J.**

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