



W.P.No.2840 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2026

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.2840 of 2026

M.Kalaiyarasan
S/o Madhaiyan,
No.2C, Veeranur, Gonur Post,
Mettur Taluk, Salem District

Petitioner

Vs

- 1.The District collector
Salem District, Salem
- 2.The Sub Collector
Mettur, Salem District
- 3.The Tahsildar
Mettur Taluk, Salem District
- 4.Rama
W/o Shankar
- 5.Ramya
D/o. Pachamuthu
Respondents 4 & 5 residing at
No.4/10-71 Veeranur, Gonur Post,
Mettur Taluk, Salem District

Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondent Nos1 to 3 to remove encroachment put forth by the respondent Nos. 4 and 5 on the common public pathway comprised in Survey No.851/17 at Veeranur, Gonur West Village, Mettur Taluk, Salem District in pursuance of the petitioner's representation dated 19.12.2025.

For Petitioner: Mr.Hasnah.P.

For Respondents: Mr. E.Vijay Anand
Addl. Government Pleader
for R1 to R3

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

Heard.

2. On the allegation that the private respondent has encroached upon the pathway, learned State counsel, upon instructions, would submit that a preliminary survey was conducted and the land has been found to be classified as natham vacant land.

3. In view of the said disclosure made by learned State counsel, we direct the first respondent/District Collector to cause appropriate enquiry to be made by the competent authority free



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from any influence that may be exerted by the Block Development Officer concerned to verify the allegations made in the petition. The enquiry shall be concluded within a period of three months from the date of receipt of a copy of this order. If any such encroachment is found, the same shall be removed forthwith thereafter.

4. With the above observation and direction, the writ petition is disposed of. There shall be no order as to costs.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
02.02.2026

Index : Yes/No
Neutral Citation : Yes/No
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To:

- 1.The District collector
Salem District, Salem
- 2.The Sub Collector
Mettur, Salem District
- 3.The Tahsildar
Mettur Taluk, Salem District



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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

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