



W.P.No.5448 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.02.2026

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

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R.Nachimuthu
S/o. Ramasamy
Door No.15/86, Thazhaikarai
Nallimadam Post, Dharapuram Taluk
Sakarandampalayam
Tiruppur-638 706

Petitioner(s)

Vs

1. The District Collector
Tiruppur District
Tiruppur.
2. The Tahsildar
Dharapuram Taluk
Tiruppur District.
3. The Divisional Executive Engineer
Public Welfare Department
Dharapuram Taluk
Tiruppur District.
4. The Block Development Officer
Kundadam Village, Dharapuram Taluk
Tiruppur District.



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5. Sugumar
S/o.Palaniyappan
Thalakarai, Vadugapalayam Village
Sakarandampalayam
Tiruppur District.

Respondent(s)

Prayer : Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondents 1 to 4 to survey and remove the encroachment made in the "Panchayat well" situated in Government Poramboke land in Survey Nos.1784/8 at Thalakarai Village Nallimadam Post, Dharapuram Taluk, Tiruppur District and to bring the land to its original form by considering the petitioner's representations dated 05.08.2024.

For Petitioner(s): Mr. S.Arunprasath

For Respondent(s): Mr. E.Vijay Anand
Additional Government Pleader
for R1 to R4

ORDER

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

From the material on record, it is found that even though the Tahsildar, after conducting survey and having found encroachment on the community well, forwarded the report for necessary action to the Block Development Officer way back on 16.06.2023, according



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to petitioner, till date, the community well is still under the encroachment of private respondent.

2. The District Collector, Tiruppur District is directed to ensure that the enquiry, initiated on the basis of memo dated 16.06.2023 of Tahsildar, is brought to its logical end one way or other, if already not concluded, within a period of three months and the community well is secured for public use. We make it clear that if there is any other order passed by any Court of law or an authority on any petition filed by private respondent, parties would be at liberty to apply for review.

3. Petition is disposed of. There shall be no order as to costs.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
20.02.2026

Index : Yes/No
Neutral Citation : Yes/No
kpl



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

(kpl)

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