



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-03-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 10425 of 2026

Balasubramaniam S

..Petitioner(s)

Vs

1. The District Collector
Chengalpattu,
Chengalpattu District
2. The Tahsildar
Pallavaram Taluk office,
Pallavaram, Chennai
3. The Assistant Engineer PWD
Irrigation Section, Water Resource
Department,
Padappai 601 301

..Respondent(s)

Writ Petition under Article 226 of Constitution of India filed certiorarified mandamus calling for the records relating to the impugned form III Eviction notice dated 06.02.2026 issued by the 3rd respondent and quash the same and consequently direct the 2nd respondent to issue patta to the petitioner in respect of his dwelling house measuring about 900 sq.ft Survey No. 444/1, No. 125, New No. 90, Block No. 10 Agathiar Street, Jameen Pallavaram Village, Pallavaram Taluk, Chengalpattu district.

For Petitioner(s): Mr.S.Gunaseelan

For Respondent(s): Mr.T.Arunkumar
Additional Government Pleader

**ORDER**

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(Order of the Court was made by S.M.Subramaniam J.)

Show cause notice issued under Tamil Nadu Protection of Tanks and Eviction Act, 2007 by the Assistant Engineer, Water Resources Department, dated 06.02.2026 is under challenge in the present writ proceeding.

2. Show cause notice would not provide any cause for institution of writ proceeding.

3. Show cause notice has already been issued on 19.09.2025, and learned counsel for the petitioner would submit that explanation has already been submitted. If so, authorities have to proceed further, after taking a final decision and on identification of encroachments in water body.

4. Encroachments in water body at no circumstance be compromised, and as per the judgments of the Hon'ble Apex Court and this Court, encroachments in water body are to be removed by following the procedures as contemplated under the statutes and Rules.

5. Thus, respondents are directed to conclude the enforcement action within a period of twelve weeks from the date of receipt of a copy of this order.



With the above direction, the writ petition is dismissed. No costs.

Consequently, the connected miscellaneous petitions, if any, are closed.

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(S.M.S.,J.) (K.S.,J.)
17-03-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

GD

To

1. The District Collector
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Chengalpattu district
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Pallavaram Taluk office,
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**S.M.SUBRAMANIAM, J.
AND
K.SURENDER, J.**

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