



WEB COPY



W.P.No.12493 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.04.2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

**W.P.No.12493 of 2026
and
W.M.P.No.13664 of 2026**

M.Periyadurai
S/o.Late Marimuthu

... Petitioner

VS.

1. The District Collector
Salem District
Salem – 636 001.
2. The District Revenue Officer
District Collectorate
Salem District – 636 001.
3. The Revenue Divisional Officer,
Attur Sub Division,
Salem District – 636 001.
4. The Tahsildar
Thalaivasal Taluk
Salem District – 636 112.
5. P.Periyasamy
S/o.poomalai

Page Nos.1/4



W.P.No.12493 of 2026

6. N.Senthilkumar
S/o.Nallaiya

... Respondents

Writ Petitions filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the third and fourth respondents to consider the petitioner's representation dated 22.09.2025 and after providing the opportunity to the petitioner to follow the eviction procedure under the Tamil Nadu Land Encroachment Act 1905 in S.No.256/5 situated at Vellaiyur Village, Thalaivasal Taluk, Salem District.

For Petitioner : Mr.T.Velu

For Respondents : Mr.T.Arun Kumar
Additional Government Pleader
for R1 to R4

ORDER

[Made by **S.M.SUBRAMANIAM, J.,**]

The writ on hand has been instituted to direct the third and fourth respondents to consider the petitioner's representation dated 22.09.2025, and after providing the petitioner an opportunity of being heard, to follow the eviction procedure under "the Tamil Nadu Land Encroachment Act, 1905 (Tamil Nadu Act III of 1905)" {hereinafter "1905 Act" for the sake of brevity}, for S.No.256/5 situated at Vellaiyur Village, Thalaivasal Taluk, Salem



W.P.No.12493 of 2026

District.

WEB COPY

2. The learned Additional Government Pleader would submit that the revenue authorities have conducted an inspection and survey, identified the encroachment and a show cause notice has been issued. The petitioner submitted his reply / representation on 22.09.2025. Thus, the authorities are in the process of considering the petitioner's representation dated 22.09.2025 and thereafter, a notice under Section 6 of the 1905 Act will be issued before removal of any identified encroachment.

3. With these observations, the Writ Petition stands disposed of. Consequently, connected miscellaneous petition is closed. There shall be no order as to costs.

(S.M.S.,J.) (K.S.,J.)
01.04.2026

Index : Yes / No
Neutral Citation : Yes / No
Speaking order / Non-speaking order

mk

Page Nos.3/4



W.P.No.12493 of 2026

**S. M. SUBRAMANIAM, J.,
and
K. SURENDER, J.,**

mk

To

1. The District Collector
Salem District
Salem – 636 001.
2. The District Revenue Officer
District Collectorate
Salem District – 636 001.
3. The Revenue Divisional Officer,
Attur Sub Division,
Salem District – 636 001.
4. The Tahsildar
Thalaivasal Taluk
Salem District – 636 112.

W.P.No.12493 of 2026

01.04.2026

Page Nos.4/4