



WEB COPY

WP No. 13974 of 2



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

WP No. 13974 of 2024

and

WMP No. 15165 & 15164 of 2024

Kulasekaran

Son Of Egappan Naicker, No.3/75 Perumal Koil
Street, Andarkuppam, Chennai 103.

..Petitioner(s)

Vs

1. The District Collector
District Collectorate, Thiruvottriyur Taluk,
Thiruvottriyur, Chennai 600019.
2. The Tahsildar
Thiruvottiriyur Taluk, Thiruvottriyur, Chennai
600019.
3. The Executive Engineer
Corporation Of Chennai, Zone-1,
Thiruvottriyur, Chennai 600019.
4. R.Deenadayalan
Son Of Balasundara Naicker, No.3/2o,
Perumal Koil Street, Andarkuppam Chennai
600103.
5. R.Saravanan
Son Of Balasundara Naicker, No.3/2o,
Perumal Koil Street, Andarkuppam Chennai
600103.

..Respondent(s)

To direct the respondents 1 to 3 to consider the representation of
the petitioner dated 27.03.2024 and pass orders to remove the



encroachments by the respondents 4 and 5 in the 3ft public pathway comprised in S.No.299/1 branching off from the SrinivasaPerumal street in the Kadapakkam village, Thiruvottriyur Taluk, Chennai District.

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For Petitioner(s): Mr.M.Elumalai

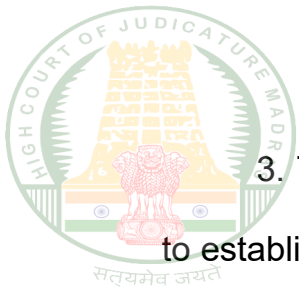
For Respondent(s): Mr.T.Arunkumar,
Addl.Govt.Pleader for R1 & R2
Mrs.Aswini Devi.K.
Standing Counsel for GCC for R3
Mr.R.Anandha Babu for R4 & R5

Order

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

The relief sought for in the present writ petition is to direct the respondents 1 to 3 to consider the representation of the petitioner dated 27.03.2024 and pass orders to remove the encroachments by the respondents 4 and 5 in the 3ft public pathway comprised in S.No.299/1 branching off from the Srinivasa Perumal Street in the Kadapakkam Village, Thiruvottriyur Taluk, Chennai District.

2. The Tahsildar, Thiruvottriyur Taluk, filed a counter affidavit stating that 3 feet passage for ingress and egress to reach Srinivasa Perumal Koil Street from the house of the petitioner is a public lane and the petitioner is using the same for several years. However, as per the revenue record the said portion of the land has been recorded as surrounded patta land. However, it is not a government land as per the revenue record.



3. That being so, for resuming the common passage, the petitioner has to establish his easementary right by approaching the competent Civil Court of

law. Granting liberty to the petitioner to approach the Civil Court, the present Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

(S.M.S.,J.) (K.S.,J.)
01-04-2026

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

VSI

To

1. The District Collector
District Collectorate, Thiruvottriyur Taluk,
Thiruvottriyur, Chennai 600019.
2. The Tahsildar
Thiruvottriyur Taluk, Thiruvottriyur, Chennai
600019.
3. The Executive Engineer
Corporation Of Chennai, Zone-1,
Thiruvottriyur, Chennai 600019.



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**S.M.SUBRAMANIAM J.
AND
K.SURENDER J.**

VSI

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