



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-05-2026

CORAM

THE HON'BLE MR JUSTICE G. R. SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN

WP.No.20017 of 2026

and

WMP.No.21405 of 2026

N.Rajamanikkam

..Petitioner(s)

Vs

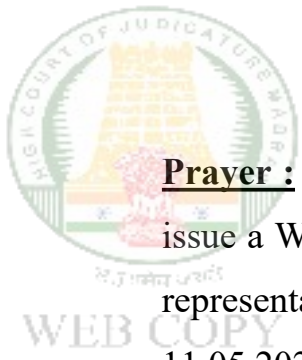
1.The District Collector
Office of Collectorate
Salem District.

2.The Assistant Director
Panchayat and Audit
Office of the Collectorate
Salem District.

3.The Tahsildar
Office of Tahsildar
Pethanaickenpalayam Taluk
Salem District.

4.The Special Officer/
The Block Development Officer
Panchayat Union
Office of the BDO
Pethanaickenpalayam Taluk
Salem District.

..Respondent(s)



Prayer : Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 14.05.2026 submitted in response to the notice dated 11.05.2026 issued under Section 131 and 134 of the Tamil Nadu Village Panchayats Act, 1994 and pass appropriate orders on merits and in accordance with law after affording sufficient opportunity of personal hearing to the petitioner.

For Petitioner(s): Mr.A.Rajkumar

For Respondent(s): Mr.L.S.M.Hasal Fizal
Additional Government Pleader

ORDER

(Order of the Court was made by G.R.Swaminathan J.)

Heard both sides.

2. The petitioner has been served with notice under Section 131 & 134 of the Tamil Nadu Panchayats Act, 1994, by the 4th respondent. It is well settled that neither the Panchayat president nor the Block Development Officer can coercively enforce an eviction order. They can however call upon the petitioner to remove the encroachment in question. If the petitioner fails to comply with the said demand, the only coercive action open to the authorities is to refer the matter to the jurisdictional Tahsildar.



3. As and when the Tahsildhar initiates action under the Land Encroachment Act, the petitioner can very well place all his defences. Leaving open all the contentions of the petitioner, this writ petition is disposed of. We once again clarify that the impugned eviction order cannot be coercively enforced by the respondents. No costs. Consequently, connected Miscellaneous Petition is closed.

(G.R.S.,J.) (V.L.N.,J.)
20-05-2026

Index:Yes/No
Speaking Order:Yes/No
Neutral Citation:Yes/No
dna/rka



To

1.The District Collector
Office of Collectorate
Salem District.

2.The Assistant Director
Panchayat and Audit
Office of the Collectorate
Salem District.

3.The Tahsildar
Office of Tahsildar
Pethanaickenpalayam Taluk
Salem District.

4.The Special Officer/
The Block Development Officer
Panchayat Union
Office of the BDO
Pethanaickenpalayam Taluk
Salem District.



WEB COPY

WP.No.20017 of 2



G.R.SWAMINATHAN J.
and
V.LAKSHMINARAYANAN J.

dna/rka

WP.No.20017 of 2026
and
WMP.No.21405 of 2026

20-05-2026