2026:MHC:4401

Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE R.RAJESH VIVEKANANTHAN

WP No. 34011 of 2026

CNR: {HCMA011752042026}

S.Ramesh ..Petitioner(s)

Vs

1. The District Collector
   Salem District,
   Salem.

2. The Revenue Divisional Offier,
   Salem Taluk,
   Salem, Salem District.

3. The Tahsildar,
   Mettur Taluk Office,
   Mettur,
   Salem District.

4. The Assistant Director Of Town Panchayat,
   Salem Region,
   Salem District.

5. The Executive Officer,
   Panamarathupatti Town Panchayat,
   Salem District.

6. Mr.Janardhanan,
   Executive Officer, Panamarathupatti Town
   Panchayat,
   Salem District.

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7. The Inspector Of Police,
   Panamarathupatti Police Station,
   Salem District.

8. Mr.Prabhu,

9. K.Govindaraj

10. G.Gowtham

..Respondent(s)

Writ Petition filed under Article 226 of the Constitution of India issuing writ of mandamus directing the First respondent to consider the petitioner's representation dated 17.10.2025. In view of the petitioner's representation dated 17.10.2025, to remove the encroachment made by the 8 to 10 Respondents herein, in Survey No.58/11, Panamarathupatti Village, Salem Taluk, Salem District, with the aid of the Seventh Respondent, to give Police Protection on removing the encroachments and to maintain the pathway to Poomalai Murugan Temple in Survey No.58 /11, Pannamarathupatti Vllage, Salem Taluk, Salem District.

For Petitioner(s): Mr. R.Naresh Kumar

For Respondent(s): Mr.S.Rishab Narayan
Government Advocate For R 1-5
Mr.N.Palanivel
Government Advocate (Crl.Side) For R-7

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ORDER

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

Writ of mandamus has been instituted to remove the encroachments in the subject land.

2. Learned counsel for the petitioner would submit that even after removing the encroachments, again encroachments are made.

3. In this regard, learned Government Advocate relying on the counter affidavit filed by the second respondent would submit that the re-encroachers were evicted and orders have been passed by the second respondent in proceedings dated 11.09.2026 directing the Revenue Inspector and Village Administrative Officer to maintain continuous monitoring and vigilance over the subject land.

4. If at all, encroachers are making repeated encroachments, authorities are duty bound to prosecute the offenders in the manner known to law. In the present case, actions have already been initiated against the re-encroachers. Thus, authorities have to take steps to maintain and protect the public land for the benefit of the people residing in that locality.

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5. With the above observation, the writ petition stands disposed of. No costs. Consequently, the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (R.R.V.,J.)
28-10-2026

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

GD

To

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S.M.SUBRAMANIAM, J.
AND
R.RAJESH VIVEKANANTHAN, J.

GD

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