



W.P.No.31510 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.04.2026

CORAM:

**THE HONOURABLE Mr. JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE Mr. JUSTICE K.SURENDER**

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S.Palanisamy, S/o.Subramani

...Petitioner

Vs.

- 1. The District Collector,
Office of the District Collector,
Tiruppur District.**
- 2. The District Revenue Officer,
Kangayam, Tiruppur District.**
- 3. The Revenue Divisional Officer,
Office of Revenue Divisional Office,
Kangayam, Tiruppur District.**
- 4. The Tahsildar,
Office of the Tahsildar,
Kangayam, Tiruppur District.**
- 5. The Zonal Deputy Tahsildar,
Office of the Tahsildar,
Kangayam, Tiruppur District.**
- 6. The Revenue Inspector,
Natthakadiyur Kangayam,
Tiruppur District.**
- 7. The Land Surveyor,
Natthakadiyur, Kangayam,
Tiruppur District.**



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8. The Village Administrative Officer,
Paranjervazhi Village, Kangayam Taluk,
Tiruppur District.

9. The Management,
Sri Veerakumarasami Temple,
Nathakadaiyur Road,
Paranjervazhi Village & Post,
Kangayam Taluk, Tiruppur District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents 1 to 8 to remove the encroachment made by the 9th respondent in S.F.No.721 situated at Perunjervazhi, Kangayam Taluk, Tiruppur District by considering the petitioner's representation dated 27.08.2022 and the proceedings dated 13.09.2022.

For Petitioner : Mr.S.Ananth

For Respondents : Mr.T.Arun Kumar
Additional Government Pleader
[R1 to R8]
Mr.N.Manokaran [R9]

Order

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

This writ petition has been filed to direct the respondents 1 to 8 to remove the encroachment made by the 9th respondent in S.F.No.721 situated at Perunjervazhi, Kangayam Taluk, Tiruppur District by considering the petitioner's representation dated



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27.08.2022 and the proceedings dated 13.09.2022.

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2. With reference to the relief sought for in the present writ petition for removal of encroachment, the learned Additional Government Pleader would submit that the competent authorities conducted a survey and identified encroachments. Consequently, a notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905, was issued on 22.12.2023. However, on account of pendency of the present writ petition, no further action is initiated.

3. This Court is of the view that once the enforcement action has already been commenced after identifying the encroachment, the competent authority has to proceed with all further action by affording opportunity to the encroachers. Thus, the alleged encroachers is at liberty to submit his explanation along with the documents, if any to defend his case.

4. After affording such an opportunity to the encroacher, the competent authority shall proceed with the enforcement action and remove the encroachment, if any identified within a period of twelve(12) weeks from the date of receipt of a copy of this order.



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5. It is made clear that since the temple property is situated adjacent to the subject property, liberty is also granted to temple administration to participate in the proceedings.

Accordingly, this writ petition stands disposed of. No costs.

[S.M.S., J.] [K.S, J.]

20.04.2026

mp

Index: Yes

Speaking Order/ Non-speaking order

Neutral Citation : Yes / No

To

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4. The Tahsildar,
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5. The Zonal Deputy Tahsildar,
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**8. The Village Administrative Officer,
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