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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-11-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE R.RAJESH VIVEKANANTHAN

WP No. 38589 of 2026

CNR: {HCMA012014192026}

R.Mohan

Case QR

..Petitioner(s)

Vs

1. The District Collector,
   Namakkal District, District Collectorate,
   Namakkal.

2. The Revenue Divisional Officer,
   Velur Road, Tiruchengode.

3. The Tashildar,
   Tiruchengode Taluk, Velur Road,
   Tiruchengode.

4. The Divisional Engineer,
   Highways Department, Namakkal.

5. The Assistant Engineer,
   Highways Department, Tiruchengode.

6. The Commissioner,
   Tiruchengode Municippality, Tiruchengode,
   Namakkal District.

7. The Executive Engineer,
   Tamil Nadu Housing Board Aiyan
   Thirumaligai, Salem.

..Respondent(s)

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Writ Petition filed under Article 226 of the Constitution of India issuing writ of mandamus to direct the respondents to remove the encroachments in Vellavari in Type H4 Housing Unit, TNHB Colony, Velur Road, Tiruchengode and forbearing the respondents from connecting the drainage and rain water channel from Valeraigate circle, Karattupalayam Village and Paramthi Velur Road in to the Existing drainage Channel in TNHB colony Unit II, Velur Road, Sirumolasi, Tiruchengode Taluk, Namakkal District by considering the representation dated 26.12.2025.

For Petitioner(s): Mr.T.L.Thirumalaisamy

For Respondent(s): Ms.R.K.Varshini
Government Advocate For R 1-5
Mr.M.Rajamathivanan
Standing Counsel For R -6

ORDER

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

Writ petition has been instituted to direct the respondents to remove the encroachments in Vellavari in Type H4 Housing Unit, TNHB Colony, Velur Road, Tiruchengode and forbearing the respondents from connecting the drainage and rain water channel from Valeraigate circle, Karattupalayam Village and Paramthi Velur Road in to the Existing drainage Channel in TNHB colony Unit II, Velur Road, Sirumolasi, Tiruchengode Taluk, Namakkal District by considering the representation dated 26.12.2025.

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2. Learned Government Advocate, based on the instructions from the competent authority, and by submitting a copy of the revenue records, would submit that authorities conducted survey and found that the subject property is a patta land. That apart, the petitioner has earlier filed W.P. No. 24721 of 2026 and withdrew the writ petition on 06.07.2026.

3. Learned counsel for the petitioner would submit that drainage facility provided in that locality is inadequate.

4. In this regard, petitioner is at liberty to approach the local body authority to provide adequate drainage facility to cater to the needs of the residents in that locality. However, authorities found that there is no encroachment and that being the factum, the relief as such sought for in the present writ petition cannot be granted.

5. With the above liberty, the writ petition stands dismissed. No costs. Consequently, the connected Miscellaneous Petitions, if any, are closed.

(S.M.S.,J.) (R.R.V.,J.)
10-11-2026

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

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

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