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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. 38092 of 2026

CNR: {HCMA012160902026}

Kathirvel

..Petitioner(s)

Vs

1. State of Tamil nadu
   Rep. by its Secretary to Government,
   Revenue Department, Fort St.George,
   chennai – 600009.

2. The Commissioner of Land Administration,
   Commissionerate of land administration,
   2nd floor, ezhilagam, chepauk, chennai -
   600005.

3. The Commissioner of Municipal
   Administration,
   M.R.C.Nagar, Raja Annamalaipuram,
   Chennai - 600028.

4. The District Collector
   Mayiladuthurai District.

5. The District Revenue Officer
   Mayiladuthurai District.

6. The Revenue Divisional Officer
   Mayiladuthurai, mayiladuthurai District.

7. The Tahsildar
   Mayiladuthurai taluk office, mayiladuthurai
   District.

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8. The Commissioner
Mayiladuthurai municipality, pattamangala street, mayiladuthurai District.

9. The District Environmental Engineer,
Tamilnadu pollution control board,
Nagapattinam.

..Respondent(s)

Writ Petition filed under Article 226 of the Constitution of India issuing writ of certiorarified mandamus to call for the records pertaining to the Impugned G.O (Standing) No.138 dated 02.03.2005 issued by the 1st respondent and quash the same and consequently direct the respondents to remove the encroachment by shifting the UGD Pumping Station and its related buildings, from the tank poramboke land comprised in survey No.549/2 situated at Block 12, ward No.08, Keelananchilnadu, Mayiladuthurai Town and Taluk, Mayiladuthurai District to any alternative site and restore the said tank poramboke land to its original ecological state.

For Petitioner(s): Ms.S.Rithika

For Respondent(s): Mr.K.SURENDER
Special Government Pleader for R 1-7
Mr.P.SRINIVAS
Standing Counsel for R-8

ORDER

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

Government order impugned in G.O.Ms.No.138, Revenue Department, dated 02.03.2002 transferring the subject land for installation of pumping station for sewerage scheme is under challenge in the present writ petition.

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2. Learned counsel for the petitioner would submit that subject land is a water body and therefore, pumping station for sewerage scheme cannot be installed there.

3. Per-contra, learned Special Government Pleader would submit that pumping station is functioning in the subject land for the past about 20 years and catering the needs of the public residing in that locality. That apart, land has been classified as Government poromboke subsequently. Therefore, the present writ petition is to be rejected.

4. Once Government transferring the property to the municipality for construction of pumping station for sewerage scheme and the pumping station was constructed in 2005-06 and catering the needs of the public in that locality, any interference at this stage would cause greater inconvenience to the residents residing in that locality.

5. That apart, writ petition has been instituted only in the year 2026 after a lapse of about 21 years from the date of issuance of the impugned Government order in G.O.Ms.No.138, Revenue Department, dated 02.03.2002.

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6. Thus, the writ petition stands dismissed. 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

1. Secretary to Government,
   State of Tamil nadu
   Revenue Department, Fort St.George,
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2. The Commissioner of Land Administration,
   commissionerate of land administration,
   2nd floor, ezhilagam, chepauk, chennai -
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R.RAJESH VIVEKANANTHAN, J.

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