



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-02-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

WP No. 40865 of 2025

A.Sarfudeen

..Petitioner(s)

Vs

1. The Chief Executive Officer
Tamil Nadu Waqf Board, No.1., Jaffer Syrang
Street, Vallalseethakathi Nagar,
Chennai-600 001
2. The District Collector
Ariyalur District, Collectorate,
Ariyalur-621 704.
3. The Revenue Divisional Officer
Udayarpalayam Division, Revenue Divisional
Office, Jayankondam,
Ariyalur District-621 802
4. The Tahsildar
Udayarpalayam Division, Revenue Divisional
Office, Jayankondam,
Ariyalur District. -621 802
5. The Commissioner
Jayankondam Municipality, Jayankondam,
Udayarpalayam Taluk, Ariyalur District. -621
802

..Respondent(s)



Writ Petition filed under Article 226 of the Constitution of India issuing Writ of mandamus directing the Respondents to forthwith remove the encroachments in Survey No.457/1 GS No.54, Jayankondam, Municipality, Ariyalur District and Secure the notified Waqf burial ground, and to treat and protect the said property as a religious endowment governed by the Waqf Act, 1995 and to coordinate with the Tamil Nadu Waqf Board for its preservation and protection by this Court

For Petitioner(s): Mr. A. Raja Mohamed

For Respondent(s): Mr. Haja Mohideen Gisthi For R1
Mr. T. Arun Kumar
Additional Government Pleader For Rr2 To 4
Mr.T.K.Saravanan
Additional Government Pleader for R5

ORDER

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

Learned Additional Government Pleader, on instruction from the official respondent, would submit that survey has been conducted and encroachments are identified. Thereafter, notice under Section 128 of Tamil Nadu Urban Local Bodies Act has been issued.

2. Since enforcement action for removal of encroachments is initiated, respondents are directed to complete the same by following the procedure, and by affording opportunity to the parties. If encroachments are identified, afford opportunity to the encroachers and remove the encroachments within a period of twelve weeks from the date of receipt of a copy of this order.



3. Accordingly, the writ petition is disposed of. No cost. Consequently,
the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (C.K.,J.)
25-02-2026

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

GD

To

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**S.M.SUBRAMANIAM, J.
AND
C.KUMARAPPAN, J.**

GD

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