



WEB COPY



W.P.No.43690 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.03.2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

W.P.No.43690 of 2025

D.Arputham
W/o.S.Kolangiyappa

... Petitioner

vs.

1. The Commissioner
The Greater Chennai Corporation
Rippon Building
Chennai-600 003.

2. The Assistant Engineer (Zone 13)
The Greater Chennai Corporation
No.115, Dr.Muthulakshmi Salai
Adyar, Chennai-600 042.

3. S.Anandhan
S/o.V.Sabapathy

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the 1st and 2nd respondents herein to consider the petitioner's representation dated 06.10.2025 to take appropriate action against the encroachment made by the 3rd respondent within a time frame.

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For Petitioner : Mr.A.M.Sheik Mohammed Rafiq

For Respondents : Mr.E.C.Ramesh
Standing Counsel for R1 and R2

Mr.S.N.Subramani, for R3

ORDER

[Made by **S.M.SUBRAMANIAM, J.,**]

The writ of mandamus has been instituted to direct the respondents 1 and 2 to consider the petitioner's representation dated 06.10.2025.

2. The learned counsel for the petitioner would submit that the third respondent has obstructed the common pathway by putting up constructions.

3. However, it is an admitted case that the common pathway falls under the patta lands and therefore, the Government authorities will not be in a position to initiate enforcement actions under the Land Encroachment Laws. That apart, a civil suit has been filed in O.S.No.6161 of 2024 on the file of the City Civil Court, Chennai and hence, the petitioner has to resolve



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the issue only through the competent Civil Court.

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4. Thus, the present writ petition is not maintainable and the same stands dismissed. There shall be no order as to costs.

(S.M.S.,J.) (K.S.,J.)
27.03.2026

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

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To

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**S. M. SUBRAMANIAM, J.,
and
K. SURENDER, J.,**

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