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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 20-11-2026**

CORAM

**THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM**

**AND**

**THE HON'BLE MR.JUSTICE R.RAJESH VIVEKANANTHAN**

**REV.APLW No. 285 of 2026**

*CNR: {HCMA012582802026}*

Mallika

Case QR

..Petitioner(s)

Vs

1. Vengadesh Mani

2. The District Collector
   Nagapattinam District.

3. The Revenue Divisional Officer
   Vedharanyam, Nagapattinam District.

4. The Tahsildar
   vedharanyam taluk, nagapattinam District.

5. The Assistant Engineer
   water resources Department,
   Vennar section, Thalaignayar,
   Vedharanyam taluk, Nagapattinam District.

..Respondent(s)

Review Application filed under Order 47 Rule I r/w Section 114 of C.P.C to review the order dated 06.10.2026 passed in WP.No. 17300 of 2026 on the file of this Court and to re-hear the case on merits and thus render justice.

For Petitioner(s): Mr.A.Manish Kumar

For Respondent(s): Mr.C.Prabhakaran
Special Government Pleader For R 2-5



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**ORDER**

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

The grievance of the review petitioner is that Form-III notice, dated 03.06.2024, said to have been issued by the authorities, had not been received by the review petitioner / 5th respondent in the writ petition.

2. Learned counsel for the petitioner would submit that though the Department has made a submission that they have issued notice to the encroacher, no such notice had been served on the petitioner, and therefore the present review petition is filed.

3. Learned Special Government Pleader would submit that survey was conducted on 06.06.2023 and encroachments in the water body have been identified. Therefore, Form-III notice was issued on 03.06.2024. However, he is unable to produce any acknowledgement to show that the said notice had been served on the petitioner.

4. In view of the said submission, this Court is inclined to give one more opportunity to the petitioner to defend his case. The 4th respondent is directed to issue Form-III notice under the Tamil Nadu Protection of



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Tanks and Eviction of Encroachment Act, 2007 to the petitioner/ 5th respondent within a period of one week from the date of receipt of a copy of this order. On receipt of the said notice, petitioner shall be at liberty to submit his explanation along with documents, if any, within a period of ten days from the date of receipt of the Form-III notice. Thereafter, the authorities shall consider the same, and encroachments, if any, identified in the water body shall be removed thereafter by following the procedure as contemplated under the relevant Act and Rules.

5. With these directions, the review petition stands disposed of. No costs.

**(S.M.S.,J.) (R.R.V.,J.)**
**20-11-2026**

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

GD



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4. The Tahsildar
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   water resources Department, vennar
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2026:MHC:4722



Order QR

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

**GD**

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