WEB COPY

Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE R.RAJESH VIVEKANANTHAN

WP No. 50520 of 2025
CNR:{HCMA013094442025}
AND
WMP NO. 40956 OF 2026

M. Shanmugam
S/o. V.Manickam,
12/3 Soundamman kovil street,
Kottamettupatti Villlage, Omalur,
Salem district 636 455

..Petitioner

Vs

1. The Commissioner
   of land administration,
   Ezhilagam, Chepauk Chennai 05.

2. The district Collector/ Chairperson
   District Monitoring committee,
   Collectorate, Salem district

3. The Revenue divisional officer
   RDOs office, Mettur,
   Salem district

4. The Tahsildar
   Taluk office, Omalur,
   Salem district

5. Ranganathan,S/o. Ponnusamy,
   12/3 Soundammal Kovil Street,
   Omalur,Salem 636 455

..Respondents

https://www.mhc.tn.gov.in/judis

WEB COPY

Prayer : Writ Petition under Article 226 of the Constitution of India praying for a Writ of Mandamus directing the respondents 2-4 to remove the encroachment created by the fifth respondent in the Government Poramboke public pathway to an extent of 14 mts Length and 3 mts width falling under Survey No. 255/5 in Kottamettupatti Village, Oamlur Taluk at Salem district as per the direction issued by the first respondent vide his communication dated 27.05.2025 bearing NA.KA.No. IT3/ 10341087/ 2025 based on the petitioners written representation dated 26.03.2025**.**

For Petitioner(s): Ms Thanga Vadhana Balakrishnan

For Respondent(s): Ms.R.K.Varshini
Government Advocate For R 1-4
R-5 Not ready in notice

Order

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

The present writ of mandamus has been instituted to direct the respondents to remove the encroachments.

2. Learned Government Advocate appearing for respondents 1 to 4 submits that, survey has been conducted and encroachments have been identified, pursuant to which notice under Section 7 of the Tamil Nadu Land Encroachment Act, 1905 was issued on 09.10.2026.

https://www.mhc.tn.gov.in/judis

WEB COPY

3. In view of the fact that the enforcement actions have been commended, the official respondents 3 and 4 are directed to continue the enforcement action and remove the encroachments by following the procedures as contemplated under the Act and by affording opportunity to the encroachers. The entire exercise shall be completed by the official respondents within a period of twelve weeks from the date of receipt of a copy of this order. With the above direction, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

(S.M.S.,J.) (R.R.V.,J.)
30-10-2026

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

KST

To

1. The Commissioner of land administration,
   Ezhilagam, Chepauk Chennai 05.
2. The District Collector/ Chairperson
   District Monitoring committee, Collectorate,
   Salem district.
3. The Revenue Divisional officer
   RDOs office, Mettur,
   Salem district
4. The Tahsildar
   Taluk office, Omalur, Salem district

https://www.mhc.tn.gov.in/judis

WEB COPY

Order QR

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

KST

WP No. 50520 of 2025
AND
WMP NO. 40956 OF 2026

30-10-2026

https://www.mhc.tn.gov.in/judis