



WEB COPY

W.P.(MD) No.2027 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.01.2026

CORAM:

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

**W.P.(MD) No.2027 of 2026
and
W.M.P.(MD) No.1592 of 2026**

S.R.Ponnumani

... Petitioner

-vs-

- 1.The District Collector
Ramanathapuram District
Ramanathapuram
- 2.The Assistant Director
Directorate of Town Panchayat
Sivagangai
- 3.The Assistant Executive Engineer
Directorate of Town Panchayat
Sivagangai
- 4.The Tahsildar
Mudukulathur
Ramanathapuram District
- 5.The Executive Officer
Mudukulathur Town Panchayat
Mudukulathur
Ramanathapuram District



W.P.(MD) No.2027 of 2026

WEB COPY

6.Karuppannan

7.Parameswari

8.Kaleswari

9.Pandi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus forbearing the respondents 1 to 5 to remove the 10 Feet of encroachments done by the respondents 6 to 9 upon the 25 Feet common pathway under Field Nos.33 and 28 of Mudukulathur Town Panchayat, Ramanathapuram District, contracting the 25 Feet Road as 15 Feet Road on the basis of the petitioner's representation dated 11.06.2018 and 20.01.2026 respectively.

For Petitioner : Mr.K.R.Laxman

For Respondents : Mr.J.Ashok
Additional Government Pleader for R1 to R4
Mr.N.Dilip Kumar for R5

ORDER

[Order of the Court was made by DR.G.JAYACHANDRAN, J.]

We do not find any merit in this writ petition to prevent the official respondents from laying rain water drainage along with public road. The contention of the petitioner that laying rain water drainage in the subject



W.P.(MD) No.2027 of 2026

WEB COPY

street is hazardous to the children playing in the street is untenable and the further allegation that the rain water drainage is being laid without removing the encroachments in the subject street is also, in our view, cannot stand in the way of the official respondents in laying the rain water drainage for the public purpose.

2. For the said reasons, this writ petition is dismissed. If at all there is any encroachment in the subject street, the official respondents have to remove the same in accordance with law and the dismissal of this writ petition cannot be treated as a licence granted for the encroachers for not removing the encroachments made by them in the subject street. No costs. Consequently, connected miscellaneous petition is closed.

[G.J., J.]

[K.K.R.K., J.]

28.01.2026

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

krk

Page 3 of 5



W.P.(MD) No.2027 of 2026

WEB COPY

To:

- 1.The District Collector,
Ramanathapuram District,
Ramanathapuram.
- 2.The Assistant Director,
Directorate of Town Panchayat,
Sivagangai.
- 3.The Assistant Executive Engineer,
Directorate of Town Panchayat,
Sivagangai.
- 4.The Tahsildar,
Mudukulathur,
Ramanathapuram District.



WEB COPY



W.P.(MD) No.2027 of 2026

DR.G.JAYACHANDRAN, J.
AND
K.K.RAMAKRISHNAN, J.

krk

W.P.(MD) No.2027 of 2026
and
W.M.P.(MD) No.1592 of 2026

28.01.2026