



W.P.(MD) No. 4412 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 17.02.2026

CORAM:

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

W.P.(MD) No. 4412 of 2026
and
W.M.P.(MD) No.3729 of 2026

Natchiappan

... Petitioner

Vs

1. The District Collector,
Collectorate Campus,
Theni,
Theni District.

2. The Tahsildar,
Taluk Office,
Andipatti Taluk,
Theni District.

3. The Assistant Engineer,
TANGEDCO,
Mayiladumparai,
Andipatti Taluk,
Theni District.

4. The Block Development Officer,
Mayiladumparai,
Andipatti Taluk,



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Theni District.

5. The Firka Surveyor,
Mayiladumparai,
Andipatti Taluk,
Theni District.

... Respondents

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents 1, 2 and 5 not to disturb the peaceful possession of the petitioner in respect of the property comprised in Survey No.1076/3B44B an extent of 71 cents based on the petitioner's representation dated 09.01.2026.

For Petitioner : Mr.M.Mathankhy

For R1, R2, R4 & R5 : Mr.J.Ashok
Additional Government Pleader

For R3 : Mr.S.Deenadhayalan

ORDER

(Order of the Court was made by **DR.G.JAYACHANDRAN, J.**)

The present Writ of Mandamus is filed seeking a direction to the respondents 1, 2 and 5, namely, District Collector, Tahsildar and Firka Surveyor, not to disturb the peaceful possession of the petitioner in respect of the property comprised in Survey No.1076/3B44B measuring an extent of 71 cents based on the petitioner's representation dated



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09.01.2026.

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2. The learned counsel appearing for the petitioner submits that the land in survey No.1076/3B44B belongs to the petitioner. However, under the guise of removing encroachment, the respondents 1, 2 and 5 are trying to dispossess the petitioner. Hence, the present writ petitioner with the above prayer.

3. When this Court posed a question whether there is any material to show that the petitioner is in peaceful possession of the land in the said survey number, the learned counsel refers to a civil court decree passed in O.S.No.95 of 2024, dated 08.10.2025, by the learned District Munsif, Aundipatti, wherein the petitioner herein, as a plaintiff against Chinnakaruppan, Maruthu and Mani, has obtained an *ex parte* decree of injunction in respect of the survey No.1076/3B44B measuring 71 cents. The said *ex parte* injunction decree as against the private parties will not bind the respondents 1, 2 and 5.



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4. With these observations, this Writ Petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

[G.J., J.] & [K.K.R.K., J.]
17.02.2026

Index : Yes/No
Internet : Yes
apd

To

1. The District Collector,
Collectorate Campus,
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Theni District.

2. The Tahsildar,
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Andipatti Taluk,
Theni District.

3. The Block Development Officer,
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Andipatti Taluk,
Theni District.

4. The Firka Surveyor,
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DR.G. JAYACHANDRAN, J.
AND
K.K. RAMAKRISHNAN, J.

apd

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