



WP CRL.(MD). No.956 of 2026

OBEORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 19/02/2026

CORAM

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Sarfudeen

... Petitioner

- Vs. -

State of Tamilnadu rep. by
1.The Superintendent of Police,
Theni District,
Theni.

2.The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police,
Bodinaickanur,
Theni District.

3.The Inspector of Police,
Kurangani Police Station,
Bodinaickanur,
Theni District.

4.The Tahsildar,
Bodinaickanur,
Theni District.

5.Ganesan

... Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India, to issue a Writ of Mandamus,
directing the respondents 1 to 3 to provide necessary
police protection to clean the petitioner's land in



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S.No.389/1C4A, Mangala Kombai, Bodinaickanur Taluk,
Theni District based on the petitioner's
representation dated 17.01.2026.

For Petitioner : Mr.K.Althaf Sheriff
for M/s.Ajmal Associates

For R1 to R3 : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

For R4 :Mr.M.Muthumanikkam
Government Advocate(civil side)

ORDER

This Writ Petition is filed for issuance of a
Writ of Mandamus to direct the respondents 1 to 3 to
provide necessary police protection to clean the
petitioner's land in S.No.389/1C4A, Mangala Kombai,
Bodinaickanur Taluk, Theni District based on the
petitioner's representation dated 17.01.2026.

2. Heard both sides.

3.The wife of the petitioner has filed a suit in
O.S.No.140 of 2014 in which the 5th respondent/Ganesan
is shown as 4th defendant. In the said suit exparte
decree was granted. Subsequently, the petitioner's



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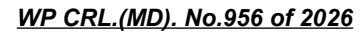
wife has filed an execution petition and the same was ordered on 14.12.2018. Thereafter, the 5th respondent has filed and EA and the same was dismissed in condone delay stage itself. Against which the 5th respondent has preferred C.R.P(MD).No.409 of 2021. This Court vide order dated 10.12.2024 has dismissed the Civil Revision Petition. In such circumstances, though possession was handed over in the execution petition, the petitioner is seeking police protection to clean the land since the 5th respondent is objecting. When the petitioner's wife is having a decree in her favour, the petitioner is entitled to fence the property. Therefore, the respondent shall provide adequate police protection after payment of necessary fees to survey the land and for every consequential protection to the land.

4. With this direction, the present Writ Petition is allowed. No Costs.

19.02.2026

PJL

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4.The Tahsildar,
Bodinaickanur,
TheniDistrict.



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S.SRIMATHY, J

PJL

ORDER
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