



WEB COPY



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W.P.(MD)NO.4721 OF 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.02.2026

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

AND

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.4721 of 2026

K.Thavamani

... Petitioner

Vs.

1. The District Collector,
Theni District,
Theni.
2. The Executive Engineer,
Water Resource Department,
Manjalar Basin Division,
Periyakulam Region,
Theni District.
3. The Superintendent of Engineer,
Water Resource Department,
Manjalar Basin Division,
Periyakulam Region,
Theni District.
4. The Tahsildar,
Periyakulam Taluk Office,
Periyakulam, Theni District.
5. The Block Development Officer,
Periyakulam Panchayat Union,
Periyakulam, Theni District.



6. Dhinakarajan

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, issuing a Writ of Mandamus, directing the respondents 1 to 5 to remove the encroachment made by the sixth respondent in survey No.1379 for an extent of 57.50 hectares situated at Thenkarai Bit-1, Lakshmipuram Village, Periyakulam Taluk, Theni District consequently restore the water channel in original position on the basis of the petitioner's representation dated 08.01.2026 within the time frame fixed by this Court.

For Petitioner : Mr.T.Vadivelan

For Respondents : Mr.C.Venkatesh Kumar,
Special Government Pleader for R-1 to R-4.

Mr.S.Vinodh,
Government Advocate for R-5.

* * *

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Special Government Pleader appearing for respondents 1 to 4 and the learned counsel appearing for the fifth respondent.



2. The petitioner is a resident of Lakshmipuram Village. The petitioner alleges that survey No.1379 in her village, there are encroachments.

3. It is admitted by the official respondents, it is a water body which vests in the Water Resources Department. The Water Resources Department has requested the Tahsildar, Periyakulam Taluk to conduct survey.

4. We direct the fourth respondent to issue notices to the private respondents and other encroachers if any, conduct survey. Based on the outcome of the survey, Form-I shall be issued. The second respondent shall take consequential action. If the encroachments are noticed, the same shall be removed. This exercise will be completed within a period of five months from the date of receipt of a copy of this order. This writ petition stands disposed of. No costs.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
19.02.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

PMU

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Theni.
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Periyakulam Region,
Theni District.
3. The Superintendent of Engineer,
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Manjalar Basin Division,
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4. The Tahsildar,
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AND

B.PUGALENDHI, J.

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