



W.P(MD)No.4815 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 26.02.2026

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**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI**

W.P(MD)No.4815 of 2026

Ela.Kannan

... Petitioner

Vs.

- 1.The State represented by
The Secretary,
Hindu Religious and Charitable
Endowment Department,
Secretariat,
Chennai -9
- 2.The Commissioner,
Hindu Religious and Charitable
Endowment Department,
Chennai.
- 3.The District Collector,
O/o.The District Collector,
Tiruchirappalli District.
- 4.The Revenue Divisional Officer,
O/o.The Revenue Divisional Officer,
Tiruchirappalli District.



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5.The Tahsildar,
Trichy West Taluk,
Tiruchirappalli District.

6.The Commissioner of Police,
O/o.Anti Land Grabbing Special Cell,
Trichy City.

7.The Assistant Engineer,
Water Resources Department,
O/o.The Water Resources Department,
Tiruchirappalli District.

8.Carmel Organization,
Rep by its Provincial Superior,
Jeyaraju,
Edalamaipatti Pudur,
Madurai Road,
Trichy -12.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 7 herein to remove the encroachments made by 8th respondents herein, in the canal (Vaikal) located in Ward AJ block2, Urban Area No. 247 Pratiyur Village, Tiruchirappalli West Taluk, Trichy District, by following the due procedure contemplated under law within the time frame that may be fixed by this Court by considering the representation dated 18.06.2025.

For Petitioner : Mr.Niranjan S.Kumar

For Respondents : Mr.C.Venkatesh Kumar
Special Government Pleader
for R.1 to R.5 & R.7



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Mr.K.Gnanasekaran
Government Advocate (Crl Side)
for R.6

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Special Government Pleader appearing for the respondents 1 to 5 and 7 and the learned Government Advocate (Criminal Side) appearing for the sixth respondent. Considering the nature of relief to be granted, issuance of notice to the eighth respondent is dispensed with.

2.The petitioner alleges that the eighth respondent had committed encroachment on a water body. Our attention is drawn to Form - I, Form – II and Form - III issued by the seventh respondent. Form – III was issued as early as on 10.01.2025. But till date no further action appears to have been taken. These forms are not issued as a mere formality. Issuance of orders must translate into action on the ground. The seventh respondent is directed to take further action pursuant to the Form – III notice dated 10.01.2026 already issued by him.



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3.We make it clear that we have not foreclosed the defences of the eighth respondent. If it turns out that a water body has been encroached, the encroachment must be cleared within a period of eight (8) weeks from the date of receipt of a copy of this order.

4.This Writ Petition is disposed of accordingly. No costs.

[G.R.S., J.] [B.P., J.]
26.02.2026

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

To

1.The Secretary,
Hindu Religious and Charitable
Endowment Department,
Secretariat,
Chennai -9

2.The Commissioner,
Hindu Religious and Charitable
Endowment Department,
Chennai.

3.The District Collector,
O/o.The District Collector,
Tiruchirappalli District.

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4. The Revenue Divisional Officer,
O/o. The Revenue Divisional Officer,
Tiruchirappalli District.
5. The Tahsildar,
Trichy West Taluk,
Tiruchirappalli District.
6. The Commissioner of Police,
O/o. Anti Land Grabbing Special Cell,
Trichy City.
7. The Assistant Engineer,
Water Resources Department,
O/o. The Water Resources Department,
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G.R.SWAMINATHAN, J

and

B.PUGALENDHI, J.

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