



W.P.(MD) No.8725 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.03.2026

CORAM:

THE HONOURABLE MR.SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.(MD) No.8725 of 2026
and
W.M.P.(MD) No.7033 of 2026

V.Marimuthu

... Petitioner

-VS-

- 1.The Commissioner of Land Administration
Ezhilagam, Chennai-600 005
- 2.The District Collector
O/o.The District Collectorate
Pudukottai District
- 3.The District Revenue Officer
Pudukottai District
Pudukottai
- 4.The Revenue Divisional Officer
Pudukottai Taluk
Pudukottai District



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5.The Tahsildar
Pudukottai Taluk
Pudukottai District

6.K.Senthilkumar

7.Gunasekaran

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 5 to remove the encroachments and unauthorized constructions made by the sixth respondent in the public pathway and Government Anadheenam lands comprised in S.Nos.348, 353, 354 and 355, situate at Sembattur Village, Pudukottai Taluk, Pudukottai District, in the light of the order passed by the fourth respondent, in his proceedings in Ne.Mu.6973/2023/A4 dated 02.09.2025 within the period that may be stipulated by this Court.

For Petitioner : Ms.H.Jasima Yasmin
for M/s.Ajmal Associates

For Respondents : Mr.D.Sasi Kumar
Additional Government Pleader for R1 to R5

O R D E R

[Order of the Court was made by Mr.N.SATHISH KUMAR, J.]

This writ petition has been filed seeking a writ of mandamus directing respondents 1 to 5 to remove the encroachments and unauthorized constructions made by the sixth respondent in the public



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pathway and Government Anadheenam lands comprised in Survey Nos.348, 353, 354 and 355, situate at Sembattur Village, Pudukottai Taluk, Pudukottai District, in the light of the order passed by the fourth respondent, in his proceedings in Ne.Mu.6973/2023/A4 dated 02.09.2025, within the period that may be stipulated by this Court.

2. The grievance of the petitioner is that the sixth respondent has encroached upon the public pathway, which obstructs the access of the petitioner to his property. The fourth respondent, vide proceedings dated 02.09.2025, has also cancelled the patta granted to the private respondents in respect of the subject property, which is a public pathway. Hence, the present writ petition.

3. We have perused the proceedings of the fourth respondent dated 02.09.2025. A perusal of the same makes it clear that the pattas that were granted to the individuals in respect of the subject property, over which the sixth respondent is alleged to have made encroachment, have been cancelled. The subject land is classified as "Anadheenam Land". When there are disputed facts involved and the pattas granted to the



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private individuals have been subsequently cancelled, in a writ petition filed under Article 226 of the Constitution of India, the petitioner cannot seek to enforce his easmentary right. Hence, we do not find any merit in this writ petition.

4. Accordingly, this writ petition is dismissed. However, the petitioner is at liberty to work out his remedy before the authority concerned in accordance with law. No costs. Consequently, connected miscellaneous petition is closed.

[SUSHRUT ARVIND DHARMADHIKARI, C.J.]

[N.SATHISH KUMAR, J.]

30.03.2026

NCC : Yes / No

Index : Yes / No

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To:

1.The Commissioner of Land Administration,
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O/o.The District Collectorate,
Pudukottai District.



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- 3.The District Revenue Officer,
Pudukottai District,
Pudukottai.
- 4.The Revenue Divisional Officer,
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THE HON'BLE CHIEF JUSTICE
and
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