



W.P(MD) No.11490 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Date : 02.06.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND
THE HONOURABLE MS.JUSTICE R.POORNIMA**

**W.P(MD) No.11490 of 2022
&
W.M.P.(MD)No.8150 of 2022**

K.Kovakkal

... Petitioner

Vs.

- 1.The District Collector,
Madurai District,
Madurai.**
- 2.The Tahsildar,
Thiruparankundram Taluk,
Madurai District.**
- 3.The Block Development Officer,
Thiruparankundram Panchayat Union,
Thiruparankundram,
Madurai District.**
- 4.The Village Panchayat President,
Periya Alankulam Village Panchayat,
Thiruparankundram Taluk,
Madurai District.**

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records in Na.Ka.No. 1715/2020/Thee 4, dated 06.06.2022 on the file of 3rd respondent herein and quash the same and consequently forbearing the respondents to remove the Concrete house and shop in S.No. 101/11 in Thottiyapatti Village, Periya Alangulam Village Panchayat, Madurai District.

For Petitioner : no appearance

For Respondents : Mr.M.P.Senthil
Government Advocate

ORDER

(Order of the Court was made by **G.R.SWAMINATHAN, J.**)

None appears for the petitioner.

2. The petitioner has challenged the communication dated 06.06.2022 issued by the BDO, Village Panchayat, Thiruparankundram.

3. It is well settled that the BDO cannot coercively enforce his own order. If the petitioner fails to comply with the impugned demand, the



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BDO has to necessarily refer the matter to the Tahsildar to take action under the Land Encroachment Act. As and when the Tahsildar takes action, the petitioner can place his defence.

4. With the aforesaid clarification, the Writ Petition is disposed of.

No costs.

(G.R.S., J.) (R.P., J.)
02.06.2026

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

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Madurai.
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Thiruparankundram,
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- 4.The Village Panchayat President,
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