



W.P(MD)No.11244 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 20.04.2026

CORAM

**THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR  
and  
THE HONOURABLE MR. JUSTICE M.JOTHIRAMAN**

W.P(MD)No.11244 of 2026

M.Assilar

... Petitioner

Vs.

1. The Sub Collector,  
Padmanabhapuram,  
Office at Thuckalay,  
Kanyakumari District.

2. The Tahsildhar  
Kalkulam Taluk,  
Kanyakumari District.

3. The Executive Officer,  
Villukuri Town Panchayat,  
Villukuri Post, Kanyakumari District.

4. M.Ramalingam  
S/o.Muthusamy  
Vice President of Villukuri Town Panchayat,  
Kalkulam Taluk, Kanyakumari District.

... Respondents

PRAYER :- Writ Petition filed under Article 226 of the  
Constitution of India, praying this Court to issue a Writ of Mandamus,



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directing the respondents 1 to 3 herein to remove the encroachment by erecting compound wall by the 4<sup>th</sup> respondent on the Government Road at Villukuri Town Panchayat, Kalkulam Taluk, Kanyakumari District by considering the petitioner's representation dated 19.03.2026.

|                |                                                  |
|----------------|--------------------------------------------------|
| For Petitioner | : Mr.S.Ramasamy                                  |
| For R1 & R2    | : Mr.S.P.Maharajan<br>Special Government Pleader |
| For R3         | : Mr.P.Thilakkumar<br>Government Pleader         |

### **ORDER**

(Judgment of the Court was made by **N.SATHISH KUMAR, J.**)

The prayer in this writ petition is to issue a Writ of Mandamus, directing the respondents 1 to 3 herein to remove the encroachment by erecting compound wall by the 4<sup>th</sup> respondent on the Government Road at Villukuri Town Panchayat, Kalkulam Taluk, Kanyakumari District by considering the petitioner's representation dated 19.03.2026.

2. Learned Government Pleader appearing for the 3<sup>rd</sup> respondent, on instructions, would submit that a survey was conducted



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on 18.04.2026 in Survey No.498/18A2A and it was found that the alleged construction of compound wall by the 4<sup>th</sup> respondent is in existence for the past 30 years and it was constructed 30 years back after construction of drainage system by the 3<sup>rd</sup> respondent Town Panchayat. Adjacent to the residence of the 4<sup>th</sup> respondent, there are 60 residences and 75% of the said residences are having compound walls abutting the street and that the compound wall put up by the 4<sup>th</sup> respondent abutting the street, does not cause any hindrance to the public and traffic.

3. Recording the abovesaid submission, we are of the view that the present writ petition though styled as public interest litigation, it has been filed purely due to personal motive. Thus, we do not find any merit in this writ petition.

4. Accordingly, the Writ Petition is dismissed. No costs.

**[N.S.K., J.] & [M.J.R., J.]**  
**20.04.2026**

Index : Yes / No  
Neutral Citation : Yes / No  
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**N.SATHISH KUMAR, J.**  
**AND**  
**M.JOTHIRAMAN, J.**

bala

To

1. The Sub Collector,  
Padmanabhapuram,  
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Kanyakumari District.

2. The Tahsildhar  
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3. The Executive Officer,  
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ORDER MADE IN  
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