



W.P.(MD)No.16427 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 09.06.2026

CORAM

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

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M.Kathamuthu

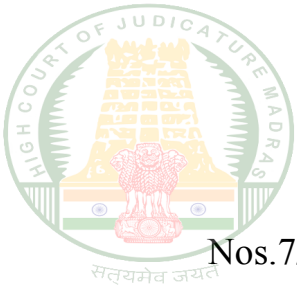
... Petitioner

Vs

- 1.The District Collector,
Sivagangai District,
Sivagangai.
- 2.The Revenue Divisional Officer,
Sivagangai, Sivagangai District.
- 3.The Tahsildar,
Ilayangudi Taluk,
Sivagangai District.
- 4.Arumugam
- 5.Chandrabose

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the Respondents No.1 to 3 to remove the encroachment made by the 4th and 5th Respondents made in the Irrigation Canal comprised in Survey



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Nos.7/5, 7/1 and 7/2, situated at Periyavandalai, Nagamugundhankudi Group, by considering the petitioner's representation dated 21.07.2020.

For Petitioner : Mr.S.Vikram

For Respondents : Mr.M.P.Senthil,
Govt. Advocate for R1 to R3.
Mr.S.Pugalendhi for R4 & R5.

ORDER

(Order of the Court was delivered by G.R.Swaminathan, J.)

Heard both sides.

2.The petitioner alleges that the private respondents have committed encroachment in the irrigation canal passing through the petition mentioned survey numbers.

3.It is admitted that these survey numbers are patta lands. The learned counsel for the private respondents draws our attention to the judgment and decree dated 01.10.2024 made in O.S.No29 of 2022 on the file of District Munsif Court, Ilayangudi. The petitioner herein figured as the first defendant in the suit. The State of Tamil Nadu was shown as the second defendant. The Jurisdictional Tahsildar was shown as the third



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defendant. The suit was for permanent injunction and it was decreed as prayed for. The said judgement does not appear to have been stayed or set aside as on date.

4.Be that as it may, Mr.Muthu Murugan, Senior Revenue Inspector, Ilayangudi informs us that the canal that is shown to be running through the patta lands in Survey Nos.7/5H, 7/2D and 7/1A is still remaining intact and that it has not been blocked by the private respondents herein.

5.Recording the said submission and directing the respondents herein to maintain the said irrigation canal running through the said survey numbers as such, this writ petition is disposed of. No costs.

(G.R.S. J.) & (R.P. J.)
09.06.2026

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