

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 12.02.2026****CORAM****THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN****AND****THE HON'BLE MR.JUSTICE B.PUGALENDHI****W.P.(MD)No.17221 of 2020 AND****W.M.P.(MD)Nos.14408 & 14410 of 2020**

M.Varatharajan

... Petitioner

Vs.

1. The State of Tamil Nadu,
Rep. by the Principal Secretary,
Agricultural Production Commissioner,
Agriculture Department,
Secretariat, Chennai.
2. The Registrar,
Tamil Nadu Agricultural University,
Coimbatore – 641 003.
3. The Collector,
Collectorate,
Madurai.
4. The District Revenue Officer,
Collectorate,
Madurai.
5. The Revenue Divisional Officer,
O/o.the Revenue Divisional Officer,
Usilampatti,
Madurai District.



6. The Tahsildar,
O/o.the Tahsildar,
Usilampatti Taluk,
Madurai District.
7. The Chief Engineer,
Public Works Department(Water Resources Organization),
Madurai Region,
Thallakulam,
Madurai – 625 002.
8. The Block Development Officer,
Usilampatti Panchayat Union,
Usilampatti, Madurai.
9. The President,
Thottappanaickanur Village Panchayat,
Thottappanaickanur.
10. The Chairman,
Krishna College of Agriculture & Technology,
Administered by
Rukmaniammal Educational & Charitable Trust,
Srirengapuram,
Usilampatty, Madurai – 625 532. ... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order in G.O.(Ms) No.98(Agriculture(AU) Department) dated 29.02.2016 issued by the first respondent and quash the same as illegal consequently direct the respondents 3 to 7 to remove of all types of encroachments in water bodies, water courses and temple lands at Thottappa Naickanur Village, Usilampatti Taluk viz., Vaikkal lands comprised in



survey Nos.92/3, 94/3, 100/4, 104, 105, 106, 116, 121, 120, 130/1, 131/1, Vari poramboke lands in survey Nos.69, 70, 71, 74, 75, 82, 99, 102, 108, 119, 123, 124, 101, 126, 123, 125, 132 and land measuring 44 cents in survey No.127/3 belongs to Arulmigu Sinnamalai Mahalingam Swami temple and to restore all the water bodies and water courses to their original shape, size, capacity.

For Petitioner : Mr.T.Balakumaran

For Respondents : Mr.S.Vinodh,
Government Advocate for R-1, R-3to R-8.

Mr.A.Thirumurthy for R-2.

Mr.N.Tamilmani for R-9.

Mr.P.R.Prithivraj for R-10.

* * *

ORDER

Heard the learned counsel on either side.

2. The writ petitioner is a resident of Thottappanaickanur Village. He alleges that the tenth respondent had committed encroachment on Government lands as well as the water bodies.



According to the petitioner, the tenth respondent had fraudulently obtained approval for running his agricultural college. In this writ petition, the Government Order issued by the Government has also been challenged. The learned counsel for the petitioner states that he may be given liberty to challenge the Government Order again based on the outcome of survey that is now being conducted by the authorities.

3. We direct the sixth respondent to conduct survey and identify the encroachments. The learned Government Advocate submits that survey exercise is about to be completed.

4. The results of the survey exercise will be duly intimated to the petitioner. If the authorities are satisfied that there are encroachments, prompt action will be taken to clear all the encroachments. It is needless to say that before clearing the encroachments, all the encroachers will be put on notice. Based on the proceedings to be issued by the authorities which will be communicated to the petitioner also, the petitioner can challenge the impugned Government Order again. This exercise shall be completed



by the authorities within a period of three months from the date of receipt of a copy of this order. This writ petition stands disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

(G.R.SWAMINATHAN, J.) & (B.PUGALENDHI, J.)
12th February 2026

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

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To:

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