



**W.P(MD) No.21514 of 2023**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

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Date : 09.02.2026

**CORAM**

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN  
AND  
THE HONOURABLE MRS.JUSTICE R.KALAIMATHI**

**W.P(MD) No.21514 of 2023**

A.Soosai

... Petitioner

**Vs.**

1.The District Collector Officer,  
District Collector Office,  
Pudukkottai District.

2.The Tahsildar,  
Karambakudi Taluk,  
Pudukkottai District.

3.Xavior

4.Anthony

5.Doni

6.Innasimuthu

7.Seshu

... 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 Mandamus, to direct the second respondent to take necessary action to remove the encroachment in the public pathway in S.No.794/9 Mullangkurichi South, Karambakudi Taluk, Pudukkottai District made by the respondents 3 to 7 in the light of the proceedings of the second respondent in Na.Ka.No.A8/592/2023, dated 13.06.2023

For Petitioner : Mr.R.Paranjothi  
for M/s.KBS Law Office

For Respondents : Mr.S.S.Madhavan  
Government Advocate  
for R1 & R2

: Mr.K.Srinivasaragavan  
for R6

: No appearance  
for R3, R4, R5 & R7

### **ORDER**

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

Heard both sides.



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2. The petitioner is a resident of Kottaikadu village. He alleges that there are encroachments in a public pathway comprised in S.No. 794/9.

3. The learned Government Advocate concedes that S.No.794/9 has been classified as pathway.

4. The learned counsel for the sixth respondent denies that he had not committed any encroachment.

5. Be that as it may, we direct the second respondent to conduct survey. Before conducting survey, notices will be issued to all the private respondents herein as well as the interested persons, if any. If the results of the survey indicate that the public pathway has been encroached, then action shall be taken under the relevant provisions of the statute for removing the encroachment. We make it clear that the principles of natural justice will be scrupulously complied with. We have not gone into the merits of the matter. Entire exercise shall be



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completed within a period of four months from the date of receipt of a  
copy of this order.

6. The Writ Petition is disposed of accordingly. No costs.

**(G.R.S., J.)      (R.K.M., J.)**  
**09.02.2026**

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

To

1.The District Collector Officer,  
District Collector Office,  
Pudukkottai District.

2.The Tahsildar,  
Karambakudi Taluk,  
Pudukkottai District.



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**G.R.SWAMINATHAN, J.**  
**AND**  
**R.KALAIMATHI, J.**

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