



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **18.03.2026**

CORAM:

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

W.P.(MD)No.23346 of 2025

S.Muthurekha

... Petitioner

Vs.

1.The District Collector,
Theni Collectorate
Theni 625531
Theni District.

2.The Assistant Director of Town Panchayaat
Theni Collectorate
Theni 625531

3.The Revenue Divisional Officer
Uthamapalayam Revenue Divisional Office
Uthamapalayam 625533.
Theni District.

4.The Tahsildar
Uthamapalayam Taluk
Uthamapalayam 625 533.
Theni District.

5.The Executive Officer
Uthamapalayam Town Panchayat
Uthamapalayam 625 533.
Theni District.



6.The Taluk Surveyor
Uthamapalayam Taluk
Uthamapalayam 625 533.
Theni District.

7.Suruli
8.Manikandan
9.Ravi

10.The Assistant Engineer,
Highways Department,
Construction & Maintenance,
Uthamapalayam,
Theni District.

... Respondents

(R10 is impleaded as per order of this Court in WMP.(MD)No.23491 of 2025 dated 18.03.2026.)

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents 1 to 5 herein to remove the encroachments in S. No.1743-Road in Uthamapalayam North Village, Uthamapalayam Taluk, Theni District. made by the respondents 7 to 9 pursuant to the letter of the 4th respondent dated 29.07.2025.

For Petitioner	: Mr.M.Karuppasamypandiyan
For R1 to R6	: Mr.J.Ashok, Additional Government Pleader
For R7 & R8	: Mr.V.Nagendran



ORDER

WEB COPY (Order of the Court was made by **N.SATHISH KUMAR, J.**)

This writ petition has been filed seeking a direction to the respondents 1 to 5 herein to remove the encroachments in S. No.1743-Road in Uthamapalayam North Village, Uthamapalayam Taluk, Theni District. made by the respondents 7 to 9 pursuant to the letter of the 4th respondent dated 29.07.2025.

2.The learned Additional Government Pleader appearing for the official respondents would submit that the Surveyor has conducted survey and it was found that the lane in dispute is classified as 'road' and the same is encroached by the private respondents herein. Therefore, they have issued Form-I notice to the 10th respondent.

3.Such view of the matter, as the encroachment is clearly identified, the Highways Department shall take necessary action to remove the encroachment, by giving opportunity to all the persons. Such exercise shall be completed, within a period of three months from the date of receipt of a copy of this order.



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4. With the above direction, this writ petition is disposed of.

There shall be no order as to costs.

[N.S.K., J.] & [M.J.R., J.]
18.03.2026

Index : Yes/No

Internet : Yes

GNS

To

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5.The Executive Officer
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Uthamapalayam 625 533.
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6.The Taluk Surveyor
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Theni District.



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**N.SATHISH KUMAR, J.
AND
M.JOTHIRAMAN, J.**

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W.P.(MD)No.23346 of 2025

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