



W.P.(MD) No.26344 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.01.2026

CORAM

THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.(MD)No.26344 of 2022
and W.M.P.(MD)No.20526 of 2022

R.Sriram

... Petitioner

Vs

1. The District Collector,
Madurai District, Madurai.
2. The Tashildar,
Madurai West Taluk,
Madurai District.
3. The Block Development Officer,
Thiruparankundram Union Block,
Madurai District.
4. The President.
Yerrkudi Achampathu Village Panchayat,
Madurai West Taluk,
Madurai District.
5. The Village Administrative Officer,
Kochadai Group, Madurai West Taluk,
Madurai District.
6. M.Jeyakumar
7. M.Anandakumar
8. Kamatchiyapillai



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9. R.Venkatesan

... Respondents

(R6 to R9 are impleaded vide order of this Court dated 01.02.2023 in W.M.P.(MD)No. 21294 of 2022)

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, forbearing the respondents from laying the road in petitioner's patta lands in S.No. 24/6A of Yerkudi Village, Madurai West Taluk, Madurai District without following the due process of law by considering the petitioner's representation dated 28.07.2022.

For Petitioner	: Mr.R.Sivakumar
For Respondents	: Mr..K.Balasubramani, Spl. Govt. Pleader for R1, R2 & R5 Mr.J.K.Jeyaselan, Govt. Advocate for R3 & R4 Mr.M.Kaliraj for R6 to R9

ORDER

This Writ Petition is filed seeking a direction to forbear the respondents from laying the road in the petitioner's patta lands in S.No. 24/6A of Yerkudi Village, Madurai West Taluk, Madurai District without following the due process of law by considering the petitioner's representation dated 28.07.2022.



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2. The grievance of the petitioner is that the 4th respondent made an attempt to lay a rod over the petitioner's patta property. Hence, the petitioner has filed this Writ Petition.

3. The learned Special Government Pleader appearing for the respondents would submit that there is 3 feet of common pathway for the purpose of free movement of the residents to enter into the main road. He would further submit that for the past 20 years, cement road was formed and now there is a proposal for laying paver block road. Since the petitioner has restricted for laying paver block road, the respondent stopped the said proposal. He has also produced the photographs in this regard.

4. Heard the learned counsel appearing on either side and perused the materials available on record..

5. On a perusal of the records, it is seen that in the village there is a common pathway of 3 feet, which was used for the purpose of free movement of the residents to enter the main road. Therefore, the petitioner cannot make any objection for laying paver block road. In the event, if the petitioner's land is taken over for laying road, it is upto him



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to seek compensation and he cannot prevent the villagers from using the said pathway for their free movement to enter into the main road.

6. With the above observations, this Writ Petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

vsm
Index : Yes/No
Neutral Citation: Yes/No

23.01.2026



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WEB COPY

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KRISHNAN RAMASAMY, J.

vsm

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