



WEB COPY



W.P.No.1039 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.01.2026

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.1039 of 2026

A.Sundaram,
S/o.Angamuthu,
D.No.11/46,Sellipalayam,
Oruvanthur Village,
Mohanur Taluk,
Namakkal District – 637015.

Petitioner

Vs

- 1.The Assistant Executive Engineer,
Water Resource Department,
Sarabanga Division,
Namakkal District.
- 2.The Assistant Engineer,
Water Resource Department,
Irrigation, Velur Town,
Paramathi Velur Taluk,
Namakkal District - 638 182.
- 3.The Tahsildar,
Office of Tahsildar,
Mohanur,
Namakkal District - 637 015.



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4.Janaki,
W/o.Kandasamy,
Perumampalayam,
Muthukappatty Post,
Senthamangalam Taluk,
Namakkal District.

Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of certiorarified mandamus to call for the entire records relating to the impugned order dated 17.09.2025 passed by the 1st respondent and quash the same, and consequential direction directing the respondents 1 to 3 herein to remove the encroachment made by the 4th respondent in water canal (Vaaikkal), comprised in S.No.653 of Oruvanthur Village, Mohanur Taluk, Namakkal District, by considering the petitioner's representation dated 15.05.2025 by invoking the Land Encroachment Act,1905 within a time frame as may be fixed by this court.

For Petitioner: Mr.K.M.Arun

For Respondents: Mr.E.Vijay Anand
Addl. Government Pleader
for respondent Nos.1 to 3

ORDER

(Order of the Court was made by the Hon'ble Chief Justice)

In response to the allegation levelled in this petition with regard to encroachment on water canal, learned State Counsel, on instructions, would submit that re-survey has already been conducted on 12.1.2026; encroachment has been found and the authorities will proceed in accordance with law.



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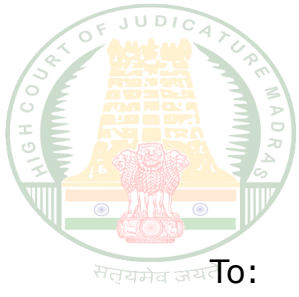
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2. Removal of encroachment on water canal should be undertaken on priority basis by the authorities concerned. We direct the respondent authorities to ensure completion of all proceedings within a reasonable period, in any case within three months, and any encroachment found should be removed.

Writ petition is disposed of accordingly. There shall be no order as to costs.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
19.01.2026

Index : Yes/No
Neutral Citation : Yes/No
sasi



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To:

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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

(sasi)

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