



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31-07-2026

CORAM

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THE HON'BLE MR JUSTICE KRISHNAN RAMASAMY

WP No. 15482 of 2026

Mr.C.Vanathaiyan,
S/o. Chinnappan
Kadaladithangal Village,
Velanthangal Post,
Gingee Taluk
Villupuram District 604 152.

..Petitioner(s)

Vs

1. The district collector
District Collector Office Villupuram,
Villupuram District - 605 602
2. The District Revenue Officer
District Revenue Office, Collector Office
Building,
Villupuram District 605 602
3. The Sub Collector
Sub Collector Office Tindivanam,
Tindivanam, Villupuram District 604 001.
4. The Revenue Divisional Officer
Taluk Office Gingee,
Gingee Taluk, Villupuram District 604 202
5. The Block Development Officer
BDO Office, Gingee
Gingee, Villupuram District 604 202
6. The Tahsildar
Tashildar Office Gingee,
Gingee Taluk, Villupuram District 604 202.
7. The Revenue Inspector
Sathiyamangalam Firka,
Gingee Taluk,



Villupuram District 604 153

8. The Village Administrative Officer
VAO Office Semmedu,
Semmedu Village, Gingee Taluk,
Villupuram District 604 153

9. Aruldas
Kadaladithangal Village,
Velanthangal Post, Gingee Taluk
Villupuram District 604 152.

10. Chinnapparaj
Kadaladithangal Village,
Velanthangal Post, Gingee Taluk
Villupuram District 604 152.

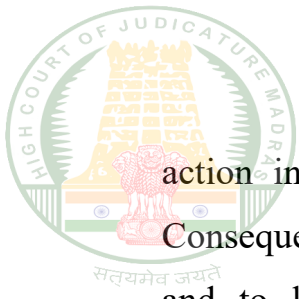
11. Santhanamary
Kadaladithangal Village,
Velanthangal Post, Gingee Taluk
Villupuram District 604 152.

12. Mary Vasatha
Kadaladithangal Village,
Velanthangal Post, Gingee Taluk
Villupuram District 604 152.

13. Sagayamary
Kadaladithangal Village,
Velanthangal Post, Gingee Taluk
Villupuram District 604 152.

..Respondent(s)

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of writ of mandamus directing the respondents 1 to 6 to remove the illegal occupation made by the 9th to 13th respondents on the public road running through the Panchami land situated in Survey No.242/2 measuring an extent of 1 hectare and 92.5 ares at Kadaladithangal Village, Semmedu Village Panchayat, Gingee Taluk, Villupuram District and to take appropriate



action in respect of the illegal occupation of the said Panchami land and Consequently directing the respondents 1 to 6 ensuring the public access, safety and to lay the thar road for public use by considering the petitioners representation letter dated 02.02.2026 and 14.03.2026, within a time frame as fixed by this Honble Court and pass

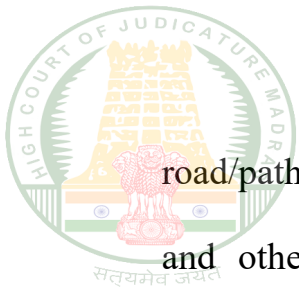
For Petitioner(s): Mr.V.Santhosh

For Respondent(s): Ms.Inthu Karunakaran, Special Government
Pleader for R1 to R8
Mr.R.Sankarakutralingam for R10 and R13

Order

This Writ Petition has been filed seeking a direction to Respondents 1 to 6 to remove the illegal encroachment made by Respondents 9 to 13 on the public road running through the Panchami land.

2. The learned counsel appearing for the petitioner submitted that the land comprised in S.F. No. 242/2, measuring an extent of 1.92.5 hectares, situated at Kadaladithangal Village, Semmedu Village Panchayat, Gingee Taluk, Villupuram District, is Panchami land assigned by the Government in favour of Scheduled Caste beneficiaries. It is alleged that Respondents 9 to 13, who belong to a non-Scheduled Caste community, purchased these Panchami lands from the said beneficiaries in violation of assignment conditions. A small portion of the aforementioned land has been used as a village public



road/pathway by the villagers for more than 60 years to access the burial ground and other public utilities. Since this pathway was illegally occupied and obstructed by the private respondents, the petitioner submitted several representations to the official respondents to cancel their patta, remove the illegal encroachment, and restore the public road. Since the said representations did not yield any fruitful result, the petitioner has approached this Court.

3. The learned counsel appearing for the private respondents submitted that the pathway is completely accessible and does not lie within the property of the private respondents.

4. The learned Special Government Pleader appearing for the official respondents, on instructions, submitted that a pathway is indeed available and does not cut across the private respondents' properties. He further submitted that neither the petitioner nor the other villagers are being obstructed from using the said pathway.

5. Such being the case, while the petitioner contends that the private respondents are in illegal occupation of the pathway, the learned counsel for the private respondents has denied the same, asserting that the pathway is not on their lands and that they are in peaceful possession of their respective properties. These assertions give rise to disputed questions of fact which cannot



be adjudicated in a writ jurisdiction under Article 226 of the Constitution of India. The proper course of action available to the petitioner is to approach the competent Civil Court to establish the exact layout of the pathway and seek appropriate relief.

6. With the above observations, this Writ Petition is dismissed. No costs.

31-07-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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KRISHNAN RAMASAMY J.

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