



Writ Petition No.36331 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED : 25.09.2025**

CORAM

**THE HONOURABLE MR. JUSTICE V.LAKSHMINARAYANAN**

**Writ Petition No.36331 of 2025**

1.S.Premkumar

...Petitioner

Vs.

1.The District Collector,  
Tiruvallur District.

2.The Thasildar,  
Tiruvallur Taluk,  
Tiruvallur District.

3.The Inspector of Surveyor,  
Koduvalli Village,  
Tiruvallur District.

4.Mr.Murali  
Panchayat Counsellor Koduvalli  
Tiruvallur.

5.Aysha Real Estates  
Rep.by K M Sultan Moideen  
No.2B, Govindan Street, Ayyavoo Colony,  
Aminjikarai, Chennai – 600 029.

... Respondents



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For Petitioner : Mr.Sanjay S.

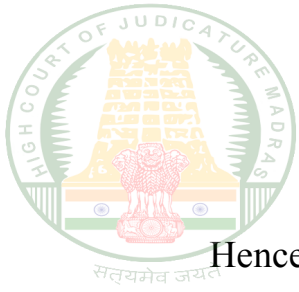
For Respondents : Mr.Shajahan  
Special Government Pleader  
(For R1 to R3)

### ORDER

It is the claim of the petitioner that he is the owner of the property situated at Sri Kamakodi Nagar, Koduvalli Village, Ellapuram Block, Tiruvallur District. He has produced the sale deed to substantiate that the property was transferred in his favour on 24.07.2003.

2. His grievance is that the Panchayat Counsellor of Koduvalli Village is attempting to put up a construction over his property without permission or consent from him.

3. Mr.Shajahan, learned Special Government Pleader, pointed out that the 4<sup>th</sup> respondent being a private party, a civil suit must be presented against him for any relief. I would have agreed with this submission, had the 4<sup>th</sup> respondent was not exercising any power vested in him by virtue of his office. It is specifically averred in paragraph No.5 that the 4<sup>th</sup> respondent is an elected representative of the Koduvalli Panchayat.



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Hence, it seems that he is exercising the power of the State by virtue of his election.

4. Hence, I am of the view that I have to hear the 4<sup>th</sup> respondent before passing any further orders. The petitioner shall take private notice on the 4<sup>th</sup> respondent by 07.10.2025.

5. Post the matter on 07.10.2025 immediately after admission.

**25.09.2025**

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To

- 1.The District Collector,  
Tiruvallur District.
- 2.The Thasildar,  
Tiruvallur Taluk,  
Tiruvallur District.
- 3.The Inspector of Surveyor,  
Koduvalli Village,  
Tiruvallur District.



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**V. LAKSHMINARAYANAN, J**

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**25.09.2025**