



WEB COPY

WP No. 42708 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-03-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

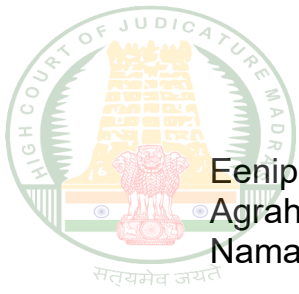
**WP No. 42708 of 2025
and W.M.P.No.9107 of 2026**

S.Eswaran
S/o.Late Subramani, 417/1, Poolakadu,
Mampalayam Pallipalayam Agraharam Village,
Komarapalayam Taluk, Namakkal District.

..Petitioner(s)

Vs

1. The District Collector
Namakkal District.
2. The Revenue Divisional Officer
Tiruchengode, Namakkal District.
3. The Tahsildar
Komarapalayam, Namakkal District.
4. The Village Administrative Officer
Pallipalayam Agraharam Village,
Komarapalayam Taluk, Namakkal District.
5. Mani
Son Of Vellaiya Gounder, Door No. 4/410
Eenipaalikadu, Mampalayam, Pallipalayam
Agraharam Village, Komarapalayam Taluk,
Namakkal District.
6. Jaganathan
Son Of Gurusamy Gounder, Door No. 4/414
Eenipaalikadu, Mampalayam, Pallipalayam
Agraharam Village, Komarapalayam Taluk,
Namakkal District.
7. Sivakumar
Son Of Kavundiyannan, Door No. 4/415



Eenipaalikadu, Mampalayam, Pallipalayam
Agraharam Village, Komarapalayam Taluk,
Namakkal District.

8. Palanisamy
Son Of Chithan, Door No. 4/415-1
Eenipaalikadu, Mampalayam, Pallipalayam
Agraharam Village, Komarapalayam Taluk,
Namakkal District.

9. Perumayee
Wife Of Marappan, Door No. 4/299-2,
Eenipaalikadu, Mampalayam, Pallipalayam
Agraharam Village, Komarapalayam Taluk,
Namakkal District.

..Respondent(s)

To direct the respondents 1 to 4 to remove the encroachment made by the respondents 5 to 9 in the Government Poromboke in R.S.No. 96/1 in Pallipalayam Agraharam Village, Komarapalayam Taluk, Namakkal District by considering the petitioner representation dated 09.07.2025.

For Petitioner(s): Mr.S.Kousik

For Respondent(s): Mr.T.Arunkumar,
Addl.G.P. for R1 to R4
Mr.M.R.Dhalapathy Vignesh Kumar
for R5 to R9

ORDER

(Order of the Court was made by S.M.Subramaniam J.)

The writ petition has been instituted seeking a direction for removal of encroachments.

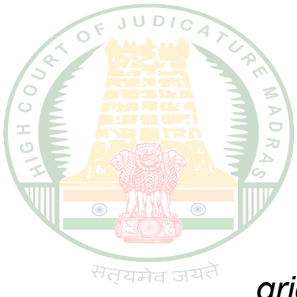
2. The Tahsildar, Kumarapalayam, filed a counter affidavit which would show that survey was conducted and encroachments in Government promboke-Itteri, has been identified. Paragraph Nos.6 & 7 of the counter



reveals about the details regarding the encroachments, which reads as under:

6. I respectfully submitted that pursuant to the directions of this Hon'ble Court, and the representation dated 09.07.2025 made by the Petitioner herein, a site inspection was conducted by the Taluk Deputy Surveyor of Kumarapalayam in the presence of Village Administrative Officer, Revenue Inspector respectively. During the site inspection, the total extent of SF No.96/1, in Pallipalayam Agraharam Village has been identified as 0.08.5 hectares and the following extents of encroachments have been identified as listed hereunder:

S.No.	Extent of Encroachment	Name of Encroacher	Type of Encroachment
A.	0.0004.0 sq.mts.	Kalaiaresi W/o Raju	Compound Wall, staircase tread
B.	0.0009.0 sq.mts.	Perumayi W/o Marappan	Compound wall, Toilet & Staircase tread
C.	0.0012.0 Sq.mts.	Karthikeyan S/o Muthusamy	Compound wall, Toilet & Staircase tread
D.	0.0015.0Sq.mts.	Mari S/o Vellaiya Gounder	Compound wall, Toilet & Staircase tread
E.	0.0024.0 Sq.mts.	Kalaivani-1 & Nandini-2	Compound wall, Portico, Staircase & Staircase tread
F.	0.0005.0 Sq.mts.	Ganesan S/o Ramasamy Gounder	Compound wall
G.	0.0012.0 Sq.mts.	Ganesan S/o Ramasamy Gounder-1 Palanisamy S/o Ramasamy Gounder-2	Compound Wall, Toilet & Staircase tread
H.	0.0012.0 Sq.mts.	Sengoda Gounder	Compound wall
I.	0.0008.0 Sq.mts.	Kumar S/o Sellappan	Compound wall
J.	0.0003.0 Sq.mts.	Kumar S/o Sellappan	Portico, upstairs



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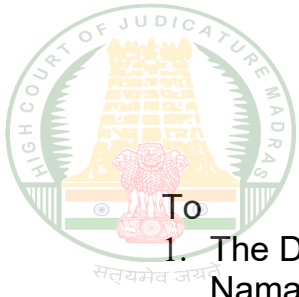
7. I respectfully submit that with respect to the petitioner's grievance is concerned, the aforesaid encroachments has been identified and based on the report submitted by Kumarapalayam Taluk Deputy Surveyor. The Revenue Inspector, Pallipalayam Firka has issued Section 7 Notice in accordance with the provision of Tamilnadu Land Encroachment Act, 1905 to the above said Encroachers dated on 26.12.2025. The necessary action has been initiated by the officials concerned in accordance with law ensuring that the pathway is free from encroachments. However, necessary action has been taken by the official respondents herein in order to remove the encroachments made by the encroachers as stated supra.

3. In view of the counter affidavit filed stating that enforcement action has already been initiated by following the procedures under Section 7 of the Tamil Nadu Land Encroachment Act, the authorities are directed to proceed with the enforcement action and conclude the same within a period twelve weeks from the date of receipt of a copy of this order. Accordingly, the Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

(S.M.S.,J.) (K.S.,J.)
16-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VSI



To

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**S.M.SUBRAMANIAM, J.
AND
K.SURENDER, J.**

vsi

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