

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-04-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 46824 of 2025

Aqua Terra Coke And Energy Ltd.,
Formerly Known As Bhatia Coke And Energy Ltd.,
Having Its Registered Office At
45, Ketnamallee Village,
Gummidipoondi Taluk,
Thiruvallur District,
Tamil Nadu- 601 201.
Represented By Its Authorized Signatory
Mr. Sanjoy Chakraborty

..Petitioner(s)

Vs

1. The Chief Engineer
Water Resources Department,
Chennai Region,
Chepauk,
Chennai- 600 005
2. The Executive Engineer
Water Resources Department,
Chennai Region,
Chepauk,
Chennai- 600 005.
3. The Assistant Engineer
Water Resources Department,
Lakshmipuram Dam Division,
Kavaraipeta-601 206.
4. The Tahsildhar,
Gummidipoondi Taluk,
Thiruvallur District- 601 201



..Respondent(s)

Writ Petition filed under Article 226 of the Constitution of India issuing writ of certiorarified mandamus, calling for the records of the impugned communication dated 10.11.2025 issued by the 3rd Respondent in Notice No. 1/PAK/2025 and quash the same and consequentially direct the 1st to 3rd Respondents to issue the No-Objection Certificate in favour of the Petitioner and to permit the Petitioner company to utilize the approach road located in Survey No. 369/1, Ketnamallee Village, Gummidipoondi Taluk, Thiruvallur District for ingress and egress and movement of vehicle, tools, plants, machineries etc. by considering the representations of the Petitioner dated 14.10.2025 and 19.11.2025.

For Petitioner(s):

Mr.Naveen Kumar Moorthy
for Ms.S.Varsha

For Respondent(s):

Mr.P.Kumareasan
Additional Advocate General
asst. by Mr.U.M.Ravichandran
Special Government Pleader for R1-4**ORDER****(Order of the Court was made by S.M.Subramaniam J.)**

Writ Petition has been instituted challenging the notice dated 10.11.2025 issued by the Assistant Engineer, Water Resources Department, Lakshmipuram for removal of encroachment.

2. Learned counsel for the petitioner would submit that an application was filed seeking 'No objection' from the competent authorities for construction of bridge over the water body for private use.

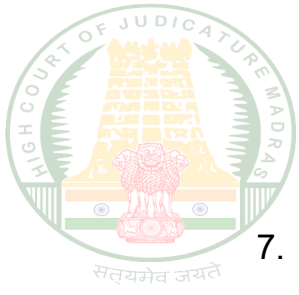


3. Learned Additional Advocate General appearing on behalf of the respondent would oppose by stating that without even obtaining any permission, petitioner has encroached upon the water body and constructed a bridge. Therefore, enforcement action was initiated for removal of unauthorized construction in the water body and subsequently, bridge constructed by the petitioner was removed.

4. Since unauthorized construction in water body has already been removed by the competent authorities, enforcement action initiated, which is under challenge become irrelevant.

5. Learned counsel for the petitioner would submit that application submitted by him seeking 'No objection certificate' is pending. In respect of water body, authorities are expected to be vigilant in protecting the same, and any unauthorized construction in the water body, at no circumstances be permitted. Water body is to be protected to preserve water for the benefit of the public.

6. In view of the above factum placed before this Court, no further adjudication is required. Any other encroachments, if exist in the water body, official respondents are directed to remove the same by following the procedure.



7. Accordingly, the writ petition is dismissed. No costs. Consequently,

the connected miscellaneous petitions, if any, are closed.

(S.M.S.,J.) (K.S.,J.)
30-04-2026

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

GD

To

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

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