

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-04-2026

CORAM

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THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HON'BLE MR.JUSTICE K.SURENDER

W.P.No.3187 of 2026

A.J.Magesh

....Petitioner

Vs

1. State of Tamil Nadu
Represented by its principal Secretary,
Environmental Climate Change and Forest
Department, Secretariat, Fort St. George,
Chennai-600 009.
2. The Principal Secretary
Water Resource Department,
Fort St. George, Secretariat,
Chennai-600 009
3. The Principal Secretary,
Public work Department,
Fort St. George, Secretariat,
Chennai-600 009
4. The District Collector,
Tiruvallur.
5. The Revenue Divisional Officer,
Tiruvallur -Tiruttani Road,
Tiruvallur.
6. The Executive Engineer,
Araniaru Irrigation Division,
Ponneri -601 204.
7. The Tahsildar,
Uthukottai Taluk,
Tiruvallur



8. The Assistant Engineer,
Water Resource Department,
Irrigation Section, Uthukottai Taluk,
Tiruvallur District.

... Respondent(s)

Prayer: Directing the respondent to forthwith remove all encroachments in the Araniyar river water supply channel situated in Melakkaramanur Village Survey No.86, 118, 130 and 151 and tin Avicheri Village Survey No.5, 6, 14/1 at Uthukottai Taluk, Thiruvallur District as identified by the 7th Respondent in Na.Ka. 1170/2022/Aa2 dated 03.02.2023 and restore the supply channel to its original condition and to direct the respondents to complete the eviction process.

For Petitioner: Mr.N.U.Pressanna

For Respondent(s): Mr.R.Neethi Perumal for R1
Mr.T.Arun Kumar, AGP for R2 to R8

ORDER

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

The writ petition has been instituted to direct the respondent to forthwith remove all encroachments in the Araniyar river water supply channel situated in Melakkaramanur Village Survey No.86, 118, 130 and 151 and tin Avicheri Village Survey No.5, 6, 14/1 at Uthukottai Taluk, Thiruvallur District, as identified by the 7th Respondent in Na.Ka.1170/2022/Aa2 dated 03.02.2023 and restore the supply channel to its original condition and to direct the respondents to complete the eviction process.



2. The District Collector, Tiruvallur has filed a status report and relevant portions of the report are extracted hereunder:

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“5. It is submitted that in order to evict the 64 encroachments, the 7th respondent herein has handed over the Form-I & II under the Tamil Nadu Protection of Tanks and Eviction of Encroachments Act, 2007 to the 8th respondent herein.

6. It is submitted that subsequently, the Form-III under the Tamil Nadu Protection of Tanks and Eviction of Encroachments Act, 2007, has been issued to the encroachers on 19.11.2025 by the Assistant Engineer, WRD, Araniyar Irrigation Section, Uthukottai.

7. It is submitted that the 6th respondent herein has reported that eviction proceedings have been commenced by the WRD authorities with the assistance of the 7th respondent herein 19.11.2025 in Melakaramanur Village and Avicheri Village. However, this eviction process was deferred due to the protests from the encroachers. The officials WRD and Revenue were instructed to remove the encroachments with the assistance of police personnel.

Sl.No.	Name of the Village	Survey No.	Classification	Extent in Hec.Ares	No. of Encroachers
1.	Melakareamanur	86	Vaikkal	1.22.00	12
2.		118	Vaikkal	0.48.00	14
3.		130	Vaikkal	0.28.50	5
4.		151	Vaikkal	0.25.00	3
5.	Avicheri	5	Vaikkal	0.26.50	15
6.		6	Vaikkal	0.43.50	6
7.		14/1	Vaikkal	0.19.50	9

“5. It is submitted that the details of the survey Numbers which were encroached by the encroachers are furnished below:

3. Since enforcement actions have already been initiated and Police protection is also sought for by the competent authorities, this Court is inclined to direct the respondents to complete the process of eviction by following procedures, within a period of twelve weeks from the date of receipt of a copy of this order. If any application is received from eligible homeless poor encroachers, seeking alternative

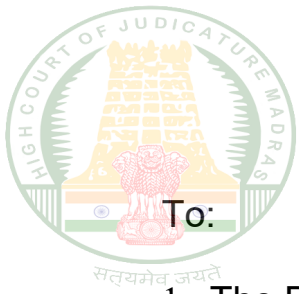


accommodation, the said application shall be considered under anyone of the Government Welfare Scheme and subject to eligibility. Further, encroachments in water body are to be removed within a timeline stipulated herein-above with the co-ordination of Police personnel.

With the above direction, the present Writ Petition is disposed of. No costs.

(S.M.S.,J.) (K.S.,J.)
29-04-2026

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

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State of Tamil Nadu
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Chennai - 600 009
2. The Principal Secretary
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Fort St. George, Secretariat,
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S.M.SUBRAMANIAM,J.
AND
K.SURENDER,J.
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