

W.P.(MD)Nos.26919 of 2025 etc., batch

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.11.2025

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND

THE HONOURABLE **MR.JUSTICE C.KUMARAPPAN**

W.P.(MD)Nos.26919 of 2025, 25489 of 2022 & 9346 of 2021

W.P.(MD)No.26919 of 2025:

S.Subramanian

... Petitioner

/Vs./

1. The District Revenue Officer,
Collectorate Campus,
Madurai District.
2. The Revenue Divisional Officer,
O/o.The Revenue Divisional Officer,
Madurai,
Madurai District.
3. The Tahsildar,
Madurai North Taluk,
Madurai District.

... Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the Impugned Order in Na.Ka.No.1071/2022/AA5 dated 11.09.2025 on the file of the Respondent No.3 and quash the same as



W.P.(MD)Nos.26919 of 2025 etc., batch

illegal and consequently forbear the Respondent No.3 to keep all further Eviction proceedings in abeyance till orders are on the Petitioner's Appeal dated 01.03.2025 to rectify the error occurred under UDR scheme in respect of the lands in S.No.2/3 in Podhumbu Village, Madurai North Taluk, Madurai District.

For Petitioner : Mr.M.Mahabob Fazil
for M/s.Roy and Roy Associates
For Respondents : Mr.J.Ashok
Additional Government Pleader

W.P.(MD)No.25489 of 2022:

S.Subramanian

... Petitioner

/Vs./

1. The District Collector,
O/o.the District Collector,
Madurai District, Madurai.

2.The Tahsildar,
O/o.The Tahsildar,
Madurai North Taluk,
Madurai District,
Madurai.

... Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, to call for the records pertaining to the impugned Notice in Na.Ka.No.1071/2021/Aa5 dated 02.11.2022 on the file of the second respondent and quash the same as illegal within the time stipulated by this Court.



WEB COPY



W.P.(MD)Nos.26919 of 2025 etc., batch

For Petitioner : Mr.M.Mahabob Fazil
for M/s.Roy and Roy Associates
For Respondents : Mr.J.Ashok
Additional Government Pleader

W.P.(MD)No.9346 of 2021:

E.Palanimurugan

... Petitioner

/Vs./

1. The District Collector,
O/o.the District Collector,
Madurai District, Madurai.

2.The Tahsildar,
O/o.The Tahsildar,
Madurai North Taluk,
Madurai District,
Madurai.

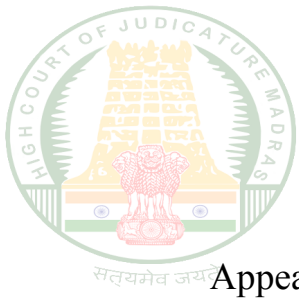
3.Ganapathi
4.K.Senthil Vel
5.C.Thiyagaraja Pandian
6.E.Selvaraj
7.V.Ramasamy
8.S.Kumar
9.V.Maari

10.S.Subramaniyan

... Respondents

[R10 is impleaded vide order dated 08.11.2022]

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the Impugned Order in Na.Ka.No.1071/2022/AA5 dated 11.09.2025 on the file of the Respondent No.3 and quash the same as illegal and consequently forbear the Respondent No.3 to keep all further Eviction proceedings in abeyance till orders are on the Petitioner's



W.P.(MD)Nos.26919 of 2025 etc., batch

Appeal dated 01.03.2025 to rectify the error occurred under UDR scheme in respect of the lands in S.No.2/3 in Podhumbu Village, Madurai North Taluk, Madurai District.

For Petitioner : Mr.C.Meenakshi Rama Prabhu
for Mr.S.Sankar
For Respondents : Mr.J.Ashok (R1 & R2)
Additional Government Pleader
Mr.J.Alagurama Jothi (R4 & R7)
Mr.M.Mahaboob Fazil (RR3, 5, 6 8 & 9)
for M/s.Lajapathi Roy Associates

COMMON ORDER

(Order of the Court was made by **DR.ANITA SUMANTH, J.**)

Common order is passed in all these writ petitions as the cause of action is more or less interconnected.

2.W.P.(MD)No.1946 of 2021 was filed by Mr.Palanimurugan in public interest seeking mandamus directing the official respondents to remove the alleged encroachments by R3 to R9 in Survey No.2/3 admeasuring 420 sq.ft. in Podumbu II bit Village, Madurai North Taluk, Madurai District (property/property in question), which is classified as temple pond (Kovil Kulam) in the revenue records.

3.W.P.(MD)No.25489 of 2022 came to be instituted challenging the survey notice that culminated from the earlier public interest litigation. Notice has been issued on 11.09.2025 for survey of



W.P.(MD)Nos.26919 of 2025 etc., batch

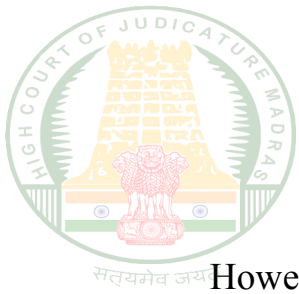
WEB COPY

the property in question, which came to be challenged in W.P.(MD)No. 26919 of 2025.

4.Since there was no interim order in either W.P.(MD)No. 25489 of 2022 or 26919 of 2025 and based on the earlier orders of this Court directing expeditious survey considering the fact that the property in question is stated to be both temple property and a water body (encroachment on two counts), survey has been conducted and report has also been submitted to the District Revenue Officer (DRO) on 13.11.2025.

5.In the meantime, the alleged encroacher has approached the writ Court seeking disposal of the appeal instituted by him before the District Revenue Officer (DRO), where he seeks amendment of the classification of the land in question from Kovilum Kulamum to Kovilum Kalamum. According to the alleged encroacher, the classification is a typographical error though there is absolutely nothing to indicate the same.

6.Be that as it may, the learned Single Judge has directed the disposal of the appeal within a period of four months from 13.03.2025 and hence, the appeal ought to have been disposed by July, 2025.



W.P.(MD)Nos.26919 of 2025 etc., batch

WEB COPY

However, we are given to understand that the same is still pending. It shall be disposed on or before 27.11.2025 and the petitioner shall appear before the DRO on 21.11.2025 at 11.00 a.m..

7.Both the petitioner and private respondents in the public interest litigation have taken note of the listing of the matter tomorrow before DRO and will appear before DRO at 11.00 am., on 21.11.2025. In disposing the appeal, the DRO shall also take note of G.O.Ms.No.97, Revenue and Disaster Management [LD-1(1)] Department, dated 21.02.2025.

8.List on 28.11.2025 for production of order of DRO.

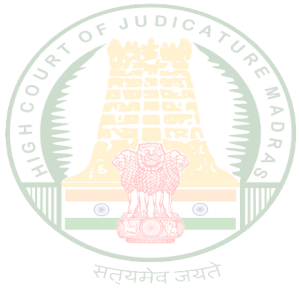
[A.S.M., J.] [C.K., J.]
19.11.2025

Index :Yes/No

Internet :Yes

ta

Note:Issue order copy on 20.11.2025



W.P.(MD)Nos.26919 of 2025 etc., batch

WEB COPY
To

1. The District Collector,
O/o.the District Collector,
Madurai District, Madurai.
2. The District Revenue Officer,
Collectorate Campus,
Madurai District.
3. The Revenue Divisional Officer,
O/o.The Revenue Divisional Officer,
Madurai,
Madurai District.
4. The Tahsildar,
Madurai North Taluk,
Madurai District.



WEB COPY



W.P.(MD)Nos.26919 of 2025 etc., batch

DR.ANITA SUMANTH, J.
AND
C.KUMARAPPAN, J.

ta

W.P.(MD)Nos.26919 of 2025, 25489
of 2022 & 9346 of 2021

19.11.2025