



WEB COPY

WP(MD) NO. 29125



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23-10-2025

CORAM

THE HONOURABLE MR JUSTICE G.R.SWAMINATHAN

AND

THE HONOURABLE MR JUSTICE B.PUGALENDHI

WP(MD) NO. 29511 of 2025

1. Muthupandi
S/o. Ambalam
Poonjuthi Post
Melur Taluk
Madurai District.

Petitioner(s)

Vs

1. The District Collector / Monitoring Committee
Madurai District
Madurai.

2. The Tahsildar
Melur Taluk
Madurai District.

3. The Assistant Engineer
Public Works Department / Water Irrigation Department
Periyar Prime Channel Branch No.II
Idayapatti
Madurai District.

4. Ganesan
S/o. Rajangam
Poonjuthi Post
Melur Taluk
Madurai District.

5. Baskaran
S/o. Rajangam
Poonjuthi Post
Melur Taluk
Madurai District.

6. Surendranath



S/o. Krishna Iyer
Mahal Vadam Pokki Street
Madurai.



Respondent(s)

For Petitioner(s):

T.Leninkumar

For Respondent(s): Mr.C.Venkatesh Kumar

Special Government Pleader

for R1 to R3

: Mr.M.Rajarajan

for R4 to R6

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 1 to 3 to remove the encroachment made by the respondents 4 to 6 in Periyakanmai comprised in Survey No.80, Poonjuthi Village, Melur Taluk, Madurai District and further direct the 3rd respondent to construct an bund on the northern boundary of the Periyakanmai by considering the representation dated 25.04.2025 and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of the case and thus render justice.

ORDER

Thiru.Rajarajan enters appearance for R4 to R6. R4 to R6 make the counter allegation that the writ petitioner had encroached the water bodies in the very same village to the extent of 10 acres. The typed set enclosing the photographs have been filed by the private respondents.

2. The specific stand of the private respondents is that since they lodged a complaint against the petitioner before the District Collector, this writ petition has been filed as a counter blast. We also place on record the stand of the Special Government Pleader that in Survey No.80, there is no encroachment. The writ petitioner shall file an affidavit meeting the allegations of the private respondents. The private respondents shall also file an affidavit setting out their stand. The Government Pleader shall verify if the allegation made by the private respondents is true.



3. Call this case on 13.11.2025.



(G.R.SWAMINATHAN J.) (B.PUGALENDHI J.)
23-10-2025

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