



WEB COPY



W.P.No.48729 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.01.2026

CORAM

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,  
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.48729 of 2025

Durai Srinivasan  
S/o.Late Duraisamy,  
No.5/7, T.N.Nagar 5th Street,  
Palanipet,  
Arakkonam

Petitioner

Vs

The Collector  
Ranipet District,  
Ranipet and 2 others

Respondents

For Petitioner: Mr.G.Jerimiah

For Respondents: MR.K.Karthik Jagannath  
Government Advocate  
for respondent Nos.1 and 2

Mr.P.Srinivas  
Standing Counsel  
for respondent No.3.



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ORDER

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Shri K.Karthik Jagannath, learned Government Advocate, takes notice for and on behalf of respondent Nos.1 and 2.

2. Shri P.Srinivas, learned standing counsel, takes notice for and on behalf of respondent No.3.

3. This public interest litigation has been filed by the petitioner feeling aggrieved by the inaction on the part of the respondents in making enquiry into the petitioner's complaint regarding alleged encroachment over the park land.

4. We find that the petitioner sought information making allegation of encroachment. This followed a representation also. The last one which is dated 25.09.2025 and is also placed on record.

5. Whenever allegations regarding encroachments on public land or property, waterbody, park, public place and street are made, the complaints are required to be enquired into within a reasonable time



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and decision should be taken on the same one way or the other.

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6. Since the allegation is of inaction for a long period of over three months, it is appropriate to direct the respondent Municipality to file a response as to whether any enquiry has been made or not and, if so, the result of the same.

7. List this case on 19.01.2026.

8. While keeping this petition pending, we consider it appropriate to issue a direction in general to the State Government in all departments that whenever there is allegation of encroachment made on public land or property, waterbody, park, public place and street, it should be enquired into by opening an enquiry within a period of thirty (30) days from the date of submission of the first complaint and the enquiry must, in any case, be completed within an outer limit of three months. If the authorities concerned are found negligent in performance of this public duty of making enquiry into the allegation of encroachment on public land or property, waterbody, park, public place and street, appropriate disciplinary action is also required to be initiated against the erring officials by the competent authorities.

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9. Learned State Government Pleader, present in Court, is directed to send a copy of this order to the Chief Secretary of the State of Tami Nadu for issuance of appropriate direction to all the departments so that all the complaints and allegations of encroachment made on public land or property, waterbody, park, public place and street shall expeditiously be enquired into and appropriate decision is taken one way or the other. Needless to say, if encroachment is found, the same is required to be removed forthwith in due observance of procedure prescribed by law.

(MANINDRA MOHAN SHRIVASTAVA,CJ) (G.ARUL MURUGAN,J)  
02.01.2026

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To

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- 1.The District Collector,  
Ranipet District, Ranipet.
- 2.The Regional Director of Municipal Administration,  
Vellore Region, Sathuvachari, Vellore.
- 3.The Commissioner,  
Arakkonam Municipality,  
Arakkonam.

Copy to:

The Chief Secretary,  
Government of Tamil Nadu,  
Fort St. George,  
Secretariat, Chennai.