



W.P(MD)No.14113 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.06.2023

CORAM

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P(MD)No.14113 of 2023

R.Vasuki Senthamarai

... Petitioner

Vs.

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

2.The Revenue Divisional Officer,
O/o.Revenue Divisional Officer,
Madurai District,
Madurai.

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

4.The Taluk Land Surveyor,
O/o.The Taluk Land Surveyor,
Madurai North Taluk,
Madurai District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus to direct the respondents to survey the entire land in Survey No. 70/4 situated at Kosakulam Village,



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Madurai North Taluk, Madurai District by considering the fee paid on 09.02.2023 within the time stipulaeld by this Honble Court.

For Petitioners : Mr.T.Thirumurugan
For R1 to R4 : Mr.N.Muthuvijayan
Special Government Pleader

ORDER

The writ petition has been filed in the nature of a mandamus seeking a direction to respondents, particularly the 3 and 4 respondents / Tahsildar, Madurai North Taluk and Taluk Surveyor of the said Taluk Office, to survey the land in Survey No.70/4 at Kosakulam Village, Madurai North Taluk. The petitioner had paid necessary fees on 09.02.2023.

2.In the affidavit filed in support of the writ petition, the petitioner claims that she had been residing in the aforementioned property for the past 23 years. It is not specifically mentioned as to how she came into possession of the said property. But however, she had managed to build a house and now she wants to build a taller building in the said place by renovating it. But unfortunately the land was originally classified as Government poromboke, later re-classified as Natham and then assigned to the petitioner herein.



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3. The petitioner cannot claim any title over the property. But the possession itself is now questionable and can be questioned by the respondents. I am at a loss to understand why the writ petition was filed. There is no obligation on the part of the respondents to survey Government land or Natham land. The writ petition stands dismissed. Respondents are permitted to take action, if required, in the manner known to law. No costs.

16.06.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No

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To

- 1.The District Collector, O/o.The District Collector, Madurai District.
Madurai.
- 2.The Revenue Divisional Officer, O/o.Revenue Divisional Officer,
Madurai District, Madurai.
- 3.The Tahsildar, O/o.The Tahsildar, Madurai North Taluk, Madurai District.
- 4.The Taluk Land Surveyor, O/o.The Taluk Land Surveyor,
Madurai North Taluk, Madurai District.



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C.V.KARTHIKEYAN, J.

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