

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.04.2017

CORAM

The Honourable MR. JUSTICE M.DURAI SWAMY

W.P.No.7707 of 2017

M.Gopal

[Petitioner]

Vs

1 The Tahsildar
Palacode Dharmapuri District

2 The Land Surveyor
Office of the Tahsildar Palacode
Dharmapuri District

3 The Inspector of Police
Palacode Police Station Palacode
Dharmapuri District

[Respondents]

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus to direct the respondents 1 and 2 to measure survey and subdivide the land in S.No.137/5 of Kanavenahalli Village to an extent of 4360 sq.ft. based on the petition dated 18.7.2016 with the protection of the 3rd respondent.

For Petitioner : Mr.S.C.Vishwanth
For Respondents : Mr.R.S.Selvam, GA

ORDER

Mr.R.S.Selvam, learned Government Advocate, takes notice for the respondents.

2. By consent, the main writ petition itself is taken up for final disposal at the admission stage itself.

3. The petitioner has filed the above writ petition to issue a writ of mandamus directing the respondents 1 and 2 to measure, survey and subdivide the land in S.No.137/5 of Kanavenahalli Village to an extent of 4360 sq.ft., based on the petition dated 18.7.2016.

4. The learned counsel appearing for the petitioner submitted that though the petitioner has given his representation as early as on 18.07.2016 to measure, survey and subdivide the land in S.No.137/5, the respondents 1 and 2 have not yet passed any orders on the same.

5. Mr.R.S.Selvam, learned Government Advocate appearing for the respondents 1 to 3 submitted that the respondents 1 and 2 may be directed to consider the petitioner's representation dated 18.07.2016 and pass orders on merits and in accordance with law, within a time frame.

6. Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer sought for by the learned counsel for the petitioner, without expressing any opinion with regard to the merits of the case, I direct the respondents 1 and 2 to consider the petitioner's representation dated 18.07.2016 and pass orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

With the above observation, the writ petition is disposed of . No costs.

-s/d-
Assistant Registrar (CS-VI)

True Copy

Sub-Assistant Registrar

To

- 1 The Tahsildar
Palacode Dharmapuri District
 - 2 The Land Surveyor
Office of the Tahsildar Palacode
Dharmapuri District
 - 3 The Inspector of Police
Palacode Police Station Palacode
Dharmapuri District
- +1 CC to Mr.S.C.Vishwanth, sr 19686
+1 Cc to Govt. Pleader sr 20256

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SCD(CO)
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