



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.02.2017

CORAM :

THE HONOURABLE MR.JUSTICE **M.S.RAMESH**

W.P.(MD)No. 7238 of 2013

and

M.P.(MD).No.1 & 2 of 2013

Mohaideen Abdul Kadar

... Petitioner

vs.

1. Tahsildar,
Peravurnai Taluk Office,
Thanjavur District.

2. Raja Mohammed

... Respondents

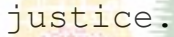
Petition filed under Article 226 of the Constitution of India for the issuance of a WRIT OF CERTIORARI calling for the records relating to the impugned order passed by the 1st respondent in his proceedings Na.Ka.No.1533/2013/A1 dated 22.03.2013 and quash the same as illegal.

For Petitioner	: Mr.D.R.Murugesan
For R1	: Mr.Ayiram K.Selvakumar
	Government Advocate
For R2	: Mr.N.Balakrishnan

O R D E R

The petitioner had purchased a property in the Survey No.179/8 through a registered sale deed dated 19.07.1977. A separate patta was also granted in favour of the petitioner and the said property was renumbered as Survey No.179/8A2. The second respondent herein seems to have made an application before the first respondent and by an order dated 22.03.2013, the parties were directed to use the lands in Survey No.179/8A2 as a common pathway. Challenging the same, the present writ petition has been filed.

2.The learned counsel for the petitioner submitted that the petitioner had purchased the land in old Survey No.179/8, new Survey No.179/8A2 for his private enjoyment and that the second respondent has no right over the same. The learned counsel for the petitioner further submitted that the first respondent while passing the impugned order had not given any opportunity to him and that the order is in violation of the principles of natural



<https://hcservices/records/27.02.2017:2P/5C>