

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 06.07.2018****CORAM:****THE HONOURABLE MR.JUSTICE M.S.RAMESH****W.P. (MD) No.14453 of 2018**

Ameer Hamza

... Petitioner

vs.

1. The District Collector,
Madurai,
Madurai District.

2. The District Revenue Officer,
Madurai East Taluk,
Madurai District.

3. The Tahsildar,
Madurai East Taluk,
Madurai District.

4. The Surveyor,
Madurai East Taluk,
Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus, directing the respondents to consider the petitioner's representation dated 23.04.2018 and to take necessary steps to identify, measure and mark the boundaries of the petitioner's property in S.Nos.98/10 of Rajagambeeram Village, Madurai North Taluk, Madurai District.

For Petitioner : Mr.G.V.Vairam Santhosh

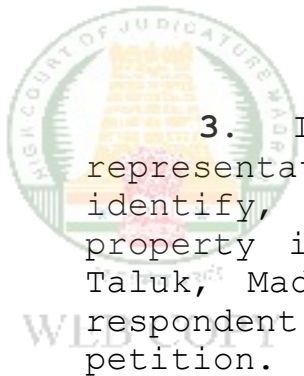
For Respondents: Mr.S.Nagarajan

Special Government Pleader

O R D E R

Mr.S.Nagarajan, learned Special Government Pleader, takes notice for the respondents.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.



3. It is the grievance of the petitioner that his representation dated 23.04.2018 seeking to take necessary steps to identify, measure and mark the boundaries of the petitioner's property in S.Nos.98/10 of Rajagambeeram Village, Madurai North Taluk, Madurai District, has not been considered by the third respondent till date and therefore, he has filed the present writ petition.

4. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the third respondent to consider the petitioner's representation dated 23.04.2018 on its own merits and take further action in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner as well as any other persons who may be interested in the subject matter.

6. With the above directions, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(AS)

/True Copy/

Sub Assistant Registrar

To:

1. The District Collector,
Madurai,
Madurai District.
2. The District Revenue Officer,
Madurai East Taluk,
Madurai District.
3. The Tahsildar,
Madurai East Taluk,
Madurai District.



4. The Surveyor,
Madurai East Taluk,
Madurai District.

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+1cc to Mr.G.V.Vairam Santhosh, Advocate Sr.No.71453

PNN

VB/SKN/RSK/SAR2/16.07.2018/3P/6C

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06.07.2018