



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.07.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.14454 of 2018

S.Ramachandran

... Petitioner

vs.

1.The Tahsildar,
Manamelkudi Taluk,
Pudukottai District.

2.The Taluk Surveyor,
Manamelkudi Taluk,
Pudukottai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondent to consider the petitioner's representation dated 06.06.2018 and to give effect to the order passed by the respondent in P.T.R.109/16/A2 dated 03.01.2017 and make necessary entries in the village accounts and survey the land in survey no.328/20B2 in Manamelkudi village and Taluk, Pudukottai District, and demarcate the four boundaries within the time limit that may be fixed by this Court.

For Petitioner : Mr.S.M.Karthikeyavenkitachalapathy
For Respondents : Mr.J.Gunaseelan Muthiah
Additional Government Pleader

O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional 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 06.06.2018 seeking to direct the respondent to consider the petitioner's representation dated 06.06.2018 and to give effect to the order passed by the respondent in P.T.R.109/16/A2 dated 03.01.2017 and make necessary entries in the village accounts and survey the land in survey no.328/20B2 in Manamelkudi village and Taluk, Pudukottai District, and demarcate the four boundaries, has not been considered by the first 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 first respondent to consider the petitioner's representation dated 06.06.2018 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(Crl.Side)

/True copy/

Sub Assistant Registrar

To

1.The Tahsildar,
Manamelkudi Taluk,
Pudukottai District.

2.The Taluk Surveyor,
Manamelkudi Taluk,
Pudukottai District.

+1cc to M/s.S.M.Karthikeyavenkitachalapathy, Advocate, SR.No.71723.
+1cc to Special Government Pleader, SR.No.71707.

W.P.(MD) No.14454 of 2018
06.07.2018

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RAM/SKN RSK/SAR 2/16.07.2018/2P/5C