



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.08.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.(MD) No.17269 of 2018

S.Angusamy

... Petitioner

vs.

1. The District Collector,
Ramanathapuram District,
Ramanathapuram.

2. The Thasildhar,
Thiruvadanai Taluk,
Ramanathapuram District.

3. The Taluk Surveyor,
Thiruvadanai Taluk,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the second and third respondent to survey the petitioner's land in (1) S.No.39/2B1, Plot No.21,4.07cents in meter 164.99, (2) S.No.39/2B1, Plot No.S7,1.10cents in meter 44.59 and (3) S.No.39/2B1, Plot No.S8,1.10 cents in meter 44.59 situated at Chinna Keeramangalam Village, Peria Keeramangalam Panchayat, Thiruvadanai Group and Union, Ramanathapuram District by considering the petitioner's representation dated 08.05.2018.

For Petitioner : Mr.A.Murali Kumar

For Respondents: Mr.N.Shanmuga Selvam

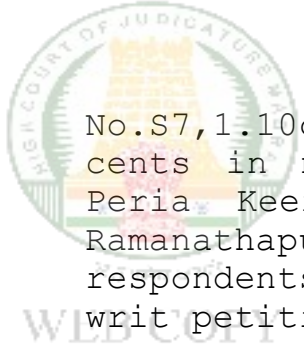
Additional Government Pleader

ORDER

Mr.N.Shanmuga Selvam, 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 08.05.2018 seeking the second and third respondent to survey the petitioner's land in (1) S.No.39/2B1, Plot No.21,4.07cents in meter 164.99, (2) S.No.39/2B1, Plot



No.S7,1.10cents in meter 44.59 and (3)S.No.39/2B1, Plot No.S8,1.10 cents in meter 44.59 situated at Chinna Keeramangalam Village, Peria Keeramangalam Panchayat, Thiruvadanai Group and Union, Ramanathapuram District, has not been considered by the respondents 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 second respondent to consider the petitioner's representation dated 08.05.2018 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 to 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 (CS-III)

/True Copy/

Sub Assistant Registrar (CS-IV)

To:

1. The District Collector,
Ramanathapuram District,
Ramanathapuram.
2. The Thasildhar,
Thiruvadanai Taluk,
Ramanathapuram District.
3. The Taluk Surveyor,
Thiruvadanai Taluk,
Ramanathapuram District.

+ 1 CC TO Mr.A.MURALIKUMAR, ADVOCATE IN SR No. 77100

AAV