



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.17391 of 2018

WEB COPY

P.Rajammal

... Petitioner

vs.

1.The Tahsildar,
Musiri Taluk,
Trichy District.

2.The Surveyor,
Musiri Taluk Office,
Musiri Taluk, Trichy District.

3.The Inspector of Police,
Jambunathapuram Police Station,
Jambunathapuram, Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus, directing the first and second respondents to survey the petitioner's property and fix the four boundaries in old survey No.183/A, New Survey No.594/3 for an extent of 10,000 Sq.feet situated at Perur, Musiri Taluk, Trichy District on the basis of petitioner's representation dated 11.05.2018 with the aid of the third respondent within time frame fixed by this Court.

For Petitioner : Mr.K.Arunraj
For Respondents : Mr.J.Gunaseelan Muthiah,
Additional Government Pleader

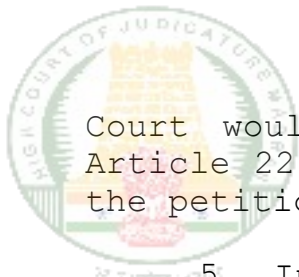
O R D E R

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 her representation dated 11.05.2018, seeking to survey her property and fix the four boundaries in old survey No.183/A, New Survey No.594/3 for an extent of 10,000 Sq.feet situated at Perur, Musiri Taluk, Trichy District, has not been considered by the first respondent till date and therefore, she 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 11.05.2018 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 and 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(CO)

/True copy/

Sub Assistant Registrar(CS-II)

To:

1.The Tahsildar,
Musiri Taluk,
Trichy District.

2.The Surveyor,
Musiri Taluk Office,
Musiri Taluk, Trichy District.

3.The Inspector of Police,
Jambunathapuram Police Station,
Jambunathapuram, Trichy District.

+1cc to Mr.K.ARUN RAJ, Advocate, SR.No. 77171

+1cc to M/s.Special Government Pleader,SR.No. 77465

W.P. (MD) No.17391 of 2018
03.08.2018

CP

KK/SKN/SAR-2/30.08.2018/2P-6C