



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.10.2018

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P (MD) No.21476 of 2018

WEB COPY

Pounraj

.. Petitioner

-Vs-

1. The Superintendent of Police,
Theni District.

2. The Inspector of Police,
Odaipatti Police Station,
Uthamapalayam Taluk,
Theni District.

3. The Tahsildar,
Uthamapalayam Taluk,
Theni District.

4. The Surveyor,
Uthamapalayam Taluk,
Theni District.

5. Pechiammal

.. Respondents

PRAYER:- Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the 1st and 2nd respondents to provide adequate police protection to the Petitioner and his family members for surveying the land bearing Survey No.243/1 and 243/2 measuring about 1.40 acres situated in Seepalakottai Village, Uthamapalayam Taluk, Theni Dist by the 3rd and 4th Respondents.

For Petitioner

: Mr.R.Maheswaran

For Respondents

: Mr.B.Bhagawathi, R1 to R4
Government Advocate.

ORDER

This Writ petition has been filed seeking for police protection for the purpose of the third and fourth respondents to carry out the survey in the property belonging to the petitioner and to place the boundary stones.

2.The learned counsel for the petitioner would submit that the fifth respondent attempted to interfere with the possession and enjoyment of the petitioner. Since the wife of the petitioner is the owner of the property, a suit was filed in O.S.No.105 of 2013

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indement

4. The learned Government Advocate would submit that the survey can be conducted by the third and fourth respondents only if police protection is granted to them.

5. In the facts and circumstances of the case, there shall be a direction to the second respondent to grant police protection to the third and fourth respondents when they survey the property belonging to the petitioner. The survey shall be conducted by the third and fourth respondents based on the title deeds of the petitioner. The fifth respondent who having lost before competent Civil Court shall not have the right to stop the third and fourth respondents from surveying the property and laying the boundary stone.

6. Accordingly, this Writ petition stands disposed of with the above directions.

Assistant Registrar (CS-II)

Sub Assistant Registrar (CS-IV)

1. The Superintendent of Police,
Theni District.

<https://hcservices.courts.gov/hcservices/>



3. The Tahsildar,
Uthamapalayam Taluk,
Theni District.

4. The Surveyor,
Uthamapalayam Taluk,
Theni District.

+1cc to Spl.Government Pleader Sr.No.90813

TM

VB/SKN/SAR4/01.11.2018/3P/6C

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