



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **27.09.2019**

CORAM:

THE HONOURABLE **MR. JUSTICE M.SUNDAR**

W.P(MD)No.20929 of 2019

WEB COPY

A.Thavamani

... Petitioner

Vs.

1.The Tahsildar,
Taluk Office,
Melur, Madurai District.

2.The Head Surveyor,
Taluk Office,
Melur, Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to survey and fixe the boundary stones in the petitioner's land in Survey Nos.426/1B4, 426/5I and 429/5B with an extent of 24 cents situated at Kambur Village, Melur Taluk, Madurai District based on the petitioner's representation dated 22.07.2019 within a time frame as stipulated by this Court.

For Petitioner : Mr.M.Balakrishnan
for Mr.C.Gunasekaran

For Respondents : Mr.Aayiram K.Selvakumar
Additional Government Pleader

ORDER

Mr.M.Balakrishnan, representing learned counsel on record for writ petitioner is before this Court.

2. Mr.Aayiram K.Selvakumar, learned Additional Government Pleader accepts notice on behalf of respondents.

3. With consent of learned counsel on both sides, main writ petition is taken up, heard out and is being disposed of.

4. The main writ petition turns on a very narrow compass, as it is one seeking mandamus qua disposal of writ petitioner's representation dated 22.07.2019 wherein writ petitioner has made a request for surveying, measuring and fixing boundaries or in other words, localising the lands, which according to writ petitioner belong to him. Writ petitioner undertakes to pay

<https://hcservices.gov.in/hcservices> necessary charges and prescribed fee in this regard, if not



already paid.

5. Notwithstanding several averments made in the affidavit filed in support of the writ petition, notwithstanding several grounds raised / contentions urged in the affidavit filed in support of instant writ petition, learned counsel for writ petitioner abridges the scope of the writ petition and submits that it will suffice if the second respondent is directed to dispose of the aforementioned representation of the writ petitioner, dated 22.07.2019, details of which have been alluded to supra.

6. Learned State counsel submitted that the second respondent is the authority who shall consider the aforementioned representation dated 22.07.2019 made by the writ petitioner (page No.5 of the typed set of papers forming part of the case file).

7. The aforesaid representation dated 22.07.2019 shall be disposed of by the second respondent on its own merits and in accordance with law as expeditiously as possible and in any event, within a period of eight (8) weeks from the date of receipt of a copy of this order.

8. It is made clear that in the course of the representation being considered by the second respondent, if the rights of any other third party / parties or any other third party entity / entities is / are likely to be affected, the second respondent shall give reasonable opportunity to such third party / parties or any other third party entity / entities, before disposing of the aforementioned writ petitioner's representation. Though obvious, it is made clear that this Court has not expressed any opinion or view on the merits of the matter.

9. The proceeding / order of disposal shall be communicated by the office of the second respondent to the writ petitioner under due acknowledgement within seven (7) working days from the completion of aforesaid exercise.

10. Instant Writ Petition is disposed of with the above directions. There shall be no order as to costs.

Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar (CS)



SSL

To

1.The Tahsildar,
Taluk Office,
Melur, Madurai District.

2.The Head Surveyor,
Taluk Office,
Melur, Madurai District.

+1 CC to M/s.C.GUNASEKARAN, Advocate (SR-90378[F] dated
30/09/2019)

+1 CC to M/s.SPL GP (SR-90555[F] dated 30/09/2019)

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