



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.11.2019

CORAM

THE HON'BLE MR.JUSTICE M.GOVINDARAJ

W.P. (MD) No. 23767 of 2019

and

W.M.P. (MD) .No. 20364 of 2019

Mrs.A.Ansari Begam

... Petitioner

-Vs-

1.The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Pattukottai, Thanjavur District.

2.The Tahsildar,
Pattukkottai, Thanjavur District.

3.The Land Surveyor,
Land Survey Department
Pattukkottai, Thanjavur District.

4.H.Syed Ibrahim

... Respondents

Prayer: Writ Petition - filed under Article 226 of Constitution of India, to issue a writ of Mandamus, forbearing the 3rd respondent from surveying the land in S.No.132/2A2 and 132/2A1B according to Patta No.1266 and 3620 till the disposal of the Revenue Proceedings pending on the file of the 1st respondent on the application of the petitioner dated 7.2.2019.

For Petitioner : Mr.K.Suresh Kumar
For Respondents : Mr.B.Baghavathi
Government Advocate

ORDER

The prayer in this writ petition is to forbear the 3rd respondent from surveying the land in S.No.132/2A2 and 132/2A1B according to Patta No.1266 and 3620 till the disposal of the Revenue Proceedings pending on the file of the 1st respondent on the application of the petitioner dated 7.2.2019.

2.Heard Mr.B.Baghavathi, learned Government Advocate, who takes notice for the respondents.



3. With the consent of both sides, this writ petition is disposed of at the admission stage itself.

4. The petitioner claims that he is the owner of the land in S.No.132/2A2 in Athiramapattinam Village, Pattukkottai Taluk, Thanjavur District. According to him, the fourth respondent herein is attempting to fence the property, without any valid title. With regard to the same, he has given an objection letter for survey of the land and the said objection is still pending without disposal.

5. Now that, the learned counsel for the petitioner would submit that the petitioner would be satisfied if a direction is given to the third respondent to dispose of the objection petition within a specified time limit.

6. Accordingly, without going into the merits of the petition, this Court directs the third respondent to dispose of the objection petition filed by the petitioner, dated 07.02.2019, within a period of four weeks from the date of receipt of a copy of this order.

7. However, on instructions, the learned Government Advocate would submit that survey has already been conducted this morning. (13.11.2019 morning)

8. Accordingly, the writ petition is disposed of as having become infructuous. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(AD-II)

// True Copy //

Sub Assistant Registrar(CS)

VS

To

1. The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Pattukkottai, Thanjavur District.

2. The Tahsildar,
Pattukkottai, Thanjavur District.



3. The Land Surveyor,
Land Survey Department
Pattukkottai, Thanjavur District.

+1CC TO MR.K.SURESH KUMAR, Advocate Sr. No. 98270

Order made in
W.P. (MD) No. 23767 of 2019
Dated: 13.11.2019

MR (CO)
TR (03.12.2019) 3P 5C