



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :09.09.2020

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THE HONOURABLE MR.JUSTICE **D.KRISHNAKUMAR**

W.P.(MD) No.11247 of 2020

Valli

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Sivagangai Taluk, Sivagangai.

2.The District Land Survey Officer,
District Collector Office Campus,
Sivagangai District, Sivagangai.

3.The Tahsildar,
Taluk Office, Kalaiyarkovil Taluk,
Kalaiyarkovil, Sivagangai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents to measure and marking the boundaries in Old Survey No.134/2 in New Survey No.134/2 B and 134/2 A in patta no.89 to an extent of 0.42.02 ares situated at Kallivayal Village, Siramam Post, Kalaiyarkovil Taluk, Sivagangai District, based on the petitioner's representation dated 16.10.2019.

For Petitioner
For Respondents

: Mr.PR.Boomee Rajan
: Mr.C.M.Marichellaiah Prabhu,
Additional Government Pleader

ORDER

This writ petition is filed seeking for a direction to direct the respondents to measure and mark the boundaries in Old Survey No.134/2 in New Survey No.134/2 B and 134/2 A in patta no.89 to an extent of 0.42.02 ares situated at Kallivayal Village, Siramam Post, Kalaiyarkovil Taluk, Sivagangai District. Based on the representation dated 16.10.2019.

2. Mr.C.M.Marichellaiah Prabhu, Additional Government Pleader, takes notice for the respondents. By consent, this Writ Petition is taken up for final disposal at the stage of admission itself.

3.The learned counsel appearing for the petitioner would submit that it is suffice, if a direction is issued to the second respondent to consider the petitioner's representation dated 16.10.2019.



4.The learned Additional Government Pleader appearing for the respondents would submit that the petitioner's representation dated 16.10.2019 would be considered on merits and in accordance with law, within a time frame to be fixed by this Court.

5.In agreement with the submission made by the learned Additional Government Pleader, without expressing any opinion on the merits of the case, this Court is inclined to pass the following direction:-

(i) The second respondent is directed to consider the petitioner's representation dated 16.10.2019 and pass appropriate orders on merits and in accordance with law, after affording due opportunity of hearing to the petitioner and the rival parties, if any. If there is any objection from the rival parties, the respondent shall conduct enquiry and communicate his decision to the parties concerned.

(ii) The aforesaid exercise shall be completed within a period of twelve weeks from the date of receipt of a copy of this order.

7.This Writ Petition is disposed of, with the above direction. No costs.

Sd/-

Assistant Registrar (CSI)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The Revenue Divisional Officer,
Sivagangai Taluk, Sivagangai.

2.The District Land Survey Officer,
District Collector Office Campus,
Sivagangai District, Sivagangai.



3.The Tahsildar,
Taluk Office, Kalaiyarkovil Taluk,
Kalaiyarkovil, Sivagangai District.

+1 CC to M/s.PR BOOMEERAJAN, Advocate (SR-16573[F] dated 11/09/2020)

WEB COPY

+1 CC to M/s.SPL GP (SR-16495[F] dated 10/09/2020)

W.P. (MD) No.11247 of 2020
09.09.2020

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