



BEFORE THE MADURAI BENCH OF MADRAS HIGH Court

DATED: 15.04.2021

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P. (MD)No.7852 of 2021

(Through Video Conferencing)

Ilayaraja

... Petitioner

Vs.

1.The District Collector
Sivagangai District,Sivagangai.

2.The Tahsildar,
Singampunari Taluk
Sivagangai District.

3.The Head Surveyor,
Singampunari Circle,
Singampunari
Sivagangai District.

4.The Surveyor,
Jeyankondanelai
Singampunari Taluk
Sivagangai District.

... Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus to direct the respondents herein to measure the lands comprised in S.No.3/4D, bearing Patta No.679 measuring an extent of 19.76 cents situated at Jeyamkondanelai, Singampunari Taluk, Sivagangai District and fix the boundaries of the petitioner's land of an extent of 19.76 cents in the said survey number by considering the application dated 24.02.2021 within the time stipulated by this Court.

For Petitioner

:Mr.C.Gunasekaran

For Respondents

:Mr.K.P.Narayanakumar

Special Government Pleader

ORDER

This writ petition has been filed for the issue of writ of mandamus directing the respondents to act upon the application submitted by the petitioner on 24.02.2021, wherein the petitioner



has sought for the survey of the subject property in order to fix the boundaries.

2. The case of the petitioner is that the subject property was originally an ancestral property, which is said to have vested with the father of the petitioner. The petitioner made an application before the respondents requesting for surveying the property and for fixing the boundaries. Since the same was not acted upon, the present writ petition has been filed before this Court seeking for appropriate direction.

3. Heard Mr.C.Gunasekaran, learned counsel for the petitioner and Mr.K.P.Narayanakumar, learned Special Government Pleader, appearing on behalf of the respondents.

4. Taking into consideration the facts and circumstances of the case and the limited relief sought for in this writ petition, there shall be a direction to the second respondent to consider the application submitted by the petitioner on 24.02.2021 and take a decision with regard to survey of the subject property within six weeks from the date of receipt of a copy of this order.

5. The petitioner is directed to make a fresh representation to the second respondent enclosing relevant documents along with a copy of this order.

6. This writ petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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 District Collector
Sivagangai District,
Sivagangai.



2.The Tahsildar,
Singampunari Taluk
Sivagangai District.

3.The Head Surveyor,
Singampunari Circle,
Singampunari
Sivagangai District.

4.The Surveyor,
Jeyankondanelai
Singampunari Taluk
Sivagangai District.

+1 CC to M/s.C.GUNASEKARAN, Advocate (SR-16194[F] dated
17/04/2021)

+1 CC to M/s.SPL GP (SR-16297[F] dated 17/04/2021)

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