



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.04.2022

CORAM:

THE HONOURABLE **MR. JUSTICE ABDUL QUDDHOSE**

W.P.[MD]No.5971 of 2022

Hariharan

... Petitioner

/Vs./

1.The District Collector,
Sivagangai District,
Sivagangai.

2.The Tahsildar,
Karaikudi Taluk,
Sivagangai District.

3.The Head Surveyor,
Ariyakudi Circle,
Karaikudi Taluk,
Sivagangai District.

4.The Village Administrative Officer,
Ariyakudi,
Karaikudi Taluk,
Sivagangai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to measure the petitioner's land in Survey Nos.315/6 and 315/7A, in Patta No.213, Situated at Ariyakudi Village, Karaikudi, Sivagangai District, based on the revenue records and the petitioner's representation dated 07.03.2022, within the time stipulated by this Court.

For Petitioner : Mr.C.Gunasekaran

For Respondents : Mr.M.Lingadurai

Special Government Pleader

ORDER

This writ petition has been filed for a Mandamus seeking for a direction to the respondents to conduct survey, measure and fix the four boundaries in respect of the petitioner's land in Survey Nos.315/6 and 315/7A, in Patta No.213, situated at Ariyakudi Village, Karaikudi, Sivagangai District, on the basis of the petitioner's representation dated 07.03.2022, within a time frame to be fixed by this Court.

2.The petitioner has submitted a representation to the respondents on 07.03.2022 seeking for survey and demarcation of

<https://hcservices.ecourts.gov.in/hcservices/>



boundaries in respect of the aforementioned property, which he claims that it belongs to him absolutely. Since the said representation has not been considered till date, this writ petition has been filed.

3. Heard Mr.C.Gunasekaran, learned Counsel for the writ petitioner and Mr.M.Lingadurai, learned Special Government Pleader who accepts notice on behalf of the respondents.

4. The petitioner has produced documents in support of his case that he is the owner of the aforementioned property. He has sought for a survey and fixation of boundaries by the appointment of a Surveyor and the petitioner has given a representation on 07.03.2022 for the said purpose.

5. No prejudice would be caused to the respondents, if the representation of the petitioner dated 07.03.2022 is considered on merits and in accordance with law, after affording a fair hearing to the petitioner as well as the rival claimants, if any.

6. Accordingly, this Court directs the third respondent to survey and fix the boundaries in the petitioner's land in Survey Nos.315/6 and 315/7A, in Patta No.213, Situated at Ariyakudi Village, Karaikudi, Sivagangai District, after giving notice to the petitioner and rival claimants, if any, within a period of twelve [12] weeks from the date of receipt of a copy of this order.

7. With the above direction, this Writ Petition stands disposed of. There shall be no order as to costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1. The District Collector,
Sivagangai District,
Sivagangai.

2. The Tahsildar,
Karaikudi Taluk,
Sivagangai District.



3.The Head Surveyor,
Ariyakudi Circle,
Karaikudi Taluk,
Sivagangai District.

4.The Village Administrative Officer,
Ariyakudi,
Karaikudi Taluk,
Sivagangai District.

+1 CC to M/s.SPL.GP (SR-16684[F] dated 05/04/2022)

W.P.[MD]No.5971 of 2022
01.04.2022

NSN(CO)
KB(07.04.2022) 3P 6C