



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.04.2022**

CORAM:

THE HONOURABLE **MR.JUSTICE ABDUL QUDDHOSE**

W.P.[MD]No.5960 of 2022

A.Savariyar

... Petitioner

/Vs./

1.The Tahsildar,
Office of the Tahsildar,
Nilakottai Taluk, Dindigul District.

2.The Head Surveyor,
Taluk Office, Nilakkottai Taluk,
Dindigul District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to conduct survey, measure and fix the four boundaries in respect of the petitioner's property comprised in S.No.98/16-C situated at Malayagoundanpatti village, Nilakkottai taluk, Dindigul District, on the basis of the petitioner's application and challan dated 12.03.2022 within the time stipulated by this Court.

For Petitioner : Mr.B.Jameel Arasu

For Respondents : Mr.M.Lingadurai

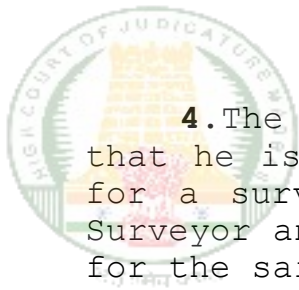
Special Government Pleader

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 property comprised in S.No.98/16-C situated at Malayagoundanpatti village, Nilakkottai taluk, Dindigul District, on the basis of the petitioner's application and challan dated 12.03.2022, within a time frame to be fixed by this Court.

2.The petitioner has submitted a representation to the respondents on 12.03.2022 seeking for survey and demarcation of 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.B.Jameel Arasu, 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 12.03.2022 for the said purpose.

5.No prejudice would be caused to the respondents, if the representation of the petitioner dated 12.03.2022 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 second respondent to survey and fix the boundaries in the petitioner's property comprised in S.No.98/16-C situated at Malayagoundanpatti village, Nilakkottai taluk, Dindigul 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 (P&A)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1.The Tahsildar,
Office of the Tahsildar,
Nilakottai Taluk, Dindigul District.

2.The Head Surveyor,
Taluk Office, Nilakkottai Taluk,
Dindigul District.

+1 CC to M/s.SPL.GP (SR-16682[F] dated 05/04/2022)

order made in

W.P. [MD]No.5960 of 2022

Dated:

01.04.2022

SB(CO)

GC(19.04.2022) 2P 4C