



W.P(MD)No.16725 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.08.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.16725 of 2022

1.P.Shanthi

2.P.Prabhakar

3.P.Parameswari

... Petitioners

Vs.

1.The District Collector,
O/o. The District Collector,
Tiruchirappalli District.

2.The Revenue Divisional Officer,
O/o. The Revenue Divisional Officer,
Lalgudi, Tiruchirappalli District.

3.The Tahsildar,
O/o. the Tahsildar,
Manachanallur,
Tiruchirappalli District.

4.B.Vasuki

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 2nd and 3rd respondents to survey the land in Survey No. 209/1 situated at Thiruvellarai Village, Manachanallur Taluk, Tiruchirappalli District and consequential direction to make subdivision of the above land in pursuance of family arrangement on the basis of application dated 24.12.2020.



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For Petitioners : Mr.D.Shanmugaraja Sethupathi

For Respondent : Mr.M.Saragan,
Addl. Government Pleader for R1 to R3.
Mr.N.Subramani for R4.

ORDER

The petitioners have applied to the jurisdictional authority for conducting survey of the petition mentioned lands and for demarcation of the boundaries. Since the authority had not acted upon the petitioners' request, this writ petition came to be filed.

2. The Writ Petition is disposed of with the following directions:-

(I) The survey authority will issue notice to the writ petitioners as well as the adjacent land owners and also to the interested persons, if any.

(II) Enquiry shall be held. During enquiry, objections raised by the adjacent land owners / interested persons shall be considered.

(III) If according to the jurisdictional authority, the objections are without any basis, the same shall be overruled and the objectors shall be informed accordingly. But the survey will be conducted only after a period of six weeks so that the objector can move the concerned



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Court for injunction. If before the proposed date of survey, the objector is unable to obtain any injunction order, the survey can very well go on.

(IV) If the jurisdictional authority finds objections to be having substance, then, he shall call upon the applicant to move the jurisdictional civil Court for agitating his rights.

(V) If required, the survey authority is empowered to seek aid of the jurisdictional police and the jurisdictional police are mandated to grant police protection. No costs.

26.08.2022

Index : Yes / No
Internet : Yes/ No
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To:

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Tiruchirappalli District.
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O/o. The Revenue Divisional Officer,
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G.R.SWAMINATHAN, J.

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