



W.P.No.6718 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.03.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.6718 of 2023

V.Guru Raja Maruthi Kumar

...Petitioner

Vs

The Tahsildar
Tambaram Taluk,
Chengalpattu

...Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to survey the land of the petitioner situated at the Survey No.402/11B, Plot No.184B, Sri Venkateswara Nagar, Old Perungalathur, Tambaram, Chengalpattu District, pursuant to the petitioner's application dated 18.01.2023 within a time frame to be fixed by this Court.

For Petitioner : Mr.A.M.Venkatakrishnan

For Respondent : Mr.P.Sathish
AGP



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ORDER

By consent of both the parties, the main writ petition has been taken up for final disposal.

2. The petitioner herein had given a representation to the respondent on 18.01.2023 seeking for a direction to survey the land situated at Survey No.402/11B, Plot No.184B, Sri Venkateswara Nagar, Old Perungalathur, Tambaram, Chengalpattu District. Since the said representation was not considered, the present writ petition has been filed.

3. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon the respondents to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct them to consider the same within



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a stipulated time.

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4. In the light of the above observations, there shall be a direction to the respondent herein to consider the petitioner's representation dated 18.01.2023 on its own merits and pass appropriate orders in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim of the petitioner and that it is open to the respondent to consider the same on its own merits.

5. With the above direction, the Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

07.03.2023

Index: Yes/No
Speaking order/Non-speaking order
sr
To

The Tahsildar
Tambaram Taluk,
Chengalpattu

M.S.RAMESH,J.



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