



W.P(MD)No.1622 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.1622 of 2022

M.Anbu Sethupandian

... Petitioner

Vs

- 1.The Tahsildar,
Thiruvengadam Taluk,
Tenkasi District.
- 2.The Taluk Surveyor,
Thiruvengadam Taluk,
Tenkasi District.
- 3.The Inspector of Police,
Ayyapuram Police Station,
Tenkasi District.
- 4.Azhagaiya
- 5.Selvaraj

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 and 2 to survey and demarcate the petitioner's property in Survey No. 290/2, 291/1 , 292 admeasuring 2.86.0 ares situated in Sayamalai Part I Village, Thiruvengadam Taluk, Tenkasi District, with the aid of the third respondent, within the time frame fixed by this Court.



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For Petitioner : Mr.R.J.Karthick

For Respondents : Mr.M.Siddharthan
Additional Government Pleader
for R.1 & R.2

Mr.B.Thanga Aravindh
Government Advocate (Criminal Side)
for R.3

Mr.N.Shankar Ganesh for R.4 & R.5

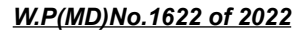
ORDER

The petitioner has 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 petitioner's request, this writ petition came to be filed.

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

(I) The petitioner is permitted to submit a fresh application for conducting survey. The survey authority will issue notice to the writ petitioner 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.



(VI) It is made clear that at the end of the survey exercise, survey stones alone can be installed. The exercise of survey and



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demarcation undertaken pursuant to the direction of this Court can never result in dispossession of any party. No person shall put up fencing at the time of survey by using police aid. The Survey Authority will pass order within a period of six weeks after service of notice on the interested persons.

(VII) A copy of the survey report will be served on the parties also.

There shall be no order as to costs.

01.03.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
MGA

To

- 1.The Tahsildar,
Thiruvengadam Taluk,
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G.R.SWAMINATHAN, J.

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