



W.P(MD)No.4729 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4729 of 2023

S.Guru Madhavan

... Petitioner

Vs.

1.The Thasildar,
Madurai East,
Madurai District.

2.The Taluk Deputy Surveyor,
District Land Survey Office,
Madurai North,
Madurai District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the 1st respondent to consider the petitioner's representation dated 20.02.2023 and to take appropriate action for surveying his land and fixing the boundary stones in property situated at Survey No.34/6, Melamadai bit 1, Madurai East Taluk, Madurai District proceed with the same as per law within the time frame fixed by this Court.

For Petitioner : Mr.R.Venkatesan

For Respondents : Mr.A.K.Manikkam,
Spl. Government Pleader.



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objector is unable to obtain any injunction order, the survey can very well go on. It is open to the parties to serve memo of instructions to the surveyor at the time of conducting the survey. The same will be borne in mind. While it cannot be binding on the surveyor, the same will be taken note of.

(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.

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



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

also. No costs.

03.03.2023

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

1.The Thasildar,
Madurai East,
Madurai District.

2.The Taluk Deputy Surveyor,
District Land Survey Office,
Madurai North,
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G.R.SWAMINATHAN, J.

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