



W.A.(MD) No.817 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.06.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.A.(MD) No.817 of 2023
and
C.M.P.(MD) No.6676 of 2023**

Vaiyanan

... Appellant

-VS-

1.Rajalakshmi

2.The Tahsildar
Vilathikulam Taluk Office
Thoothukudi District

3.The Head Surveyor
Vilathikulam Taluk Office
Thoothukudi District

... Respondents

Writ Appeal filed under Clause 15 of Letters Patent to set aside the order, dated 27.03.2023, passed in W.P.(MD) No.5491 of 2023, on the file of this Court.



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For Appellant : Mr.K.Kumaravel

For Respondents : Mr.S.P.Maharajan
Special Government Pleader for R2 & R3

J U D G M E N T

[Judgment of the Court was made by R.SUBRAMANIAN, J.]

We do not see any grievance that accrues to the appellant by the order of the Writ Court. The Writ Court, after all, had permitted survey of the land after issuing notice to the appellant. Mere survey of the land is not going to affect the rights of the appellant in the pending civil litigation. Hence, we do not see any reason to entertain this writ appeal and it is accordingly dismissed. It is, however, made clear that the fact that the survey happens pending civil litigation will not affect the rights of the appellant in the civil suits that are pending. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

14.06.2023

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

- 1.The Tahsildar,
Vilathikulam Taluk Office,
Thoothukudi District.
- 2.The Head Surveyor,
Vilathikulam Taluk Office,
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