



W.P(MD)No.11451 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.05.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.11451 of 2023

Kamaraj

... Petitioner

Vs

1.The Tahsildar,
Office of the Taluk Office,
Pattukottai Taluk,
Thanjavur District.

2.The Taluk Surveyor,
Pattukottai Taluk,
Thanjavur District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to consider the petitioner's application dated 12.11.2021 and to survey the land and fix the boundaries the land comprised in Survey No.262/18A2 situated at Soorapallam Village, Pattukottai Taluk, Thanjavur District within a time stipulated by this Court.

For Petitioner : Mr.K.M.Karunakaran

For Respondents : Mr.V.Nirmalkumar
Government Advocate



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ORDER

Heard the learned counsel on either side.

2. The petitioner wants the petition mentioned land to be surveyed.

3. When the matter was taken up for hearing, the learned Government Advocate submitted that survey was already done and that the petitioner was also given a copy of the survey report.

4. The stand of the petitioner is that since karuvelam trees were grown up in the land, survey was not properly done. The petitioner states that he will clear the bushes under the karuvelam trees. The petitioner can thereafter give a fresh application for conducting survey. If such application is received, it shall be disposed of in the following terms:-

(I) 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.

(III) If according to the jurisdictional authority, the objections are without any basis, the same shall be overruled and the objectors



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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.

5. The Writ Petition is disposed of. There shall be no order as to costs.

12.05.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
rmi/lm

To

1.The Tahsildar,
Office of the Taluk Office,
Pattukottai Taluk,
Thanjavur District.

2.The Taluk Surveyor,
Pattukottai Taluk,
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G.R.SWAMINATHAN, J.

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