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W.P.(MD)NO.15176 OF 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.07.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.15176 of 2015

Stalin Masco

... Petitioner

Vs.

1. The District Collector,
Pudukkottai,
Pudukkottai District.

2. The Tahsildar,
Pudukkottai,
Pudukkottai District.

3. The District Head Surveyor,
O/o.The Tahsildar,
Pudukkottai.

4. J.John @ John MGR

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to survey and measure the petitioner's properties in Plot No.6 and 7 in survey No.13/9, Plot Nos.3, 4, 7 and 9 in survey No.11/2, Plot No.2 in survey No.13/7 of Thirumalairayasamuthiram Village, Pudukkottai Taluk, Pudukkottai District within a time frame to be stipulated by this Court.



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For Petitioner : Mr.K.N.Govardhanan

For R-1 to R-3 : Mr.SR.A.Ramachandran,
Additional Government Pleader.

For R-4 : No appearance.

* * *

ORDER

Heard the learned counsel on either side.

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

3. Unless the petitioner is able to show ownership over the land in question, the jurisdictional Tahsildar may not be in a position to entertain the application for survey. Normally patta is insisted. If the petitioner does not have patta, he still may be able to demonstrate that he has got claim under some document. The petitioner is also not in a position to produce either.



4. In these circumstances, I am not in a position to give direction sought for by the petitioner. It is open to the petitioner to approach the second respondent with all the relevant documents. If the second respondent is satisfied that the application is in order, he may entertain the same.

4. Granting liberty to the petitioner to approach the second respondent, this writ petition stands disposed of. No costs.

13.07.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes/ No

PMU

To:

1. The District Collector,
Pudukkottai,
Pudukkottai District.
2. The Tahsildar,
Pudukkottai,
Pudukkottai District.
3. The District Head Surveyor,
O/o.The Tahsildar,
Pudukkottai.



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G.R.SWAMINATHAN,J.

PMU

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