



WEB COPY



W.P. No.7428 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.03.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.7428 of 2024

S.Senthilkumar

... Petitioner

Vs.

The Tahsildar

Rasipuram Taluk Office

Namakkal District

... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondent to consider the petitioner's application dated 27.11.2023 and survey and sub divide the land situated in S.Nos.92/4C and 92/9B to the extent of 1.97 3/4 acres, Koneripatti Village, Rasipuram taluk, Namakkal District.

For Petitioner : Mr.V.Elangovan

For Respondent : Mr.A.Selvendran

Special Government Pleader

ORDER

This Writ Petition is filed seeking to issue a Writ of Mandamus directing the respondent to consider the petitioner's application dated



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27.11.2023 and survey and subdivide the land situated in S.Nos.92/4C and

92/9B to the extent of 1.97 3/4 acres, Koneripatti Village, Rasipuram taluk,

Namakkal District.

2. The learned counsel for the petitioner submitted that it would suffice if a direction is issued to the respondent to consider the petitioner's application dated 27.11.2023 within the time as may be fixed by this Court.

3. Mr.A.Selvendran, learned Special Government Pleader takes notice for the respondent.

4. Having regard to the submissions made by the learned counsel on either side and since this writ petition is filed seeking a simple writ of mandamus to survey and subdivide the land, this Court without expressing any opinion with regard to the merits of the case, directs the respondent to consider the petitioner's application dated 27.11.2023 and issue notice to the petitioner, adjacent land owners of the four boundaries of the subject property, interested parties/rival claimants/objectors/aggrieved parties if



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any, as the case may be and conduct enquiry in the manner known to law if

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already not conducted and pass orders on merits and in accordance with

law, if already not passed orders. After conducting enquiry, if the

respondent comes to the conclusion that the petitioner is otherwise

entitled/eligible and there is no other legal impediment, conduct survey in

the subject land if already not conducted. The said exercise shall be

completed within the time as prescribed in the circular

No.R1/2005632/2022 dated 17.07.2023 issued by the Commissioner of

Land Administration, from the date of receipt of a copy of this order.

5. Accordingly, this Writ Petition is disposed of at the admission stage itself. No costs.

21.03.2024

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Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No



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To
The Tahsildar
Rasipuram Taluk Office
Namakkal District



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P.VELMURUGAN. J.

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