



W.P.No.34102 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.11.2024

CORAM

THE HONOURABLE Ms. JUSTICE P.T. ASHA

W.P.No.34102 of 2024

and

W.M.P.No.36916 of 2024

1.P.B.Nagamallappa
2.Mallyamma
3.Yasotha

... Petitioners

Vs.

1.The District Collector
Erode District, Erode.

2.The Revenue Divisional Officer
Gobichettipalayam, Erode District.

3.The Tahsildar
Thilavadi, Erode District.

4.The District Adi Dravidar Welfare Office
Erode.

5.The Special Tahsildar (Adw)
Sathyamangalam, Erode District.

6.The Village Administrative Officer
Panakahalli, Thalavathi Taluk, Erode District.

...Respondents



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Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus, Directing the 3rd respondents to consider the petitioners on line application dated 26.07.2024 (Petition No.2024/ 0123/ 10/ 001505) with regard to depute the Head Surveyor to demarcate the boundaries of the land in Survey No.121/6 in respect of landed property of 2.72.5 Hectares in Panakahalli Village, Thalavadi Taluke, Erode District within a limited time frame.

For Petitioner : M/s.V.Thirupathi

For Respondents : M/s.G.Velu, AGP
for R1 to R6.

ORDER

The petitioners seeks a mandamus directing the 3rd respondents to consider the petitioners' on line application dated 26.07.2024 (Petition No.2024/ 0123/ 10/ 001505) with regard to depute the Head Surveyor to demarcate the boundaries of the land in Survey No.121/6 in respect of landed property of 2.72.5 Hectares in Panakahalli Village, Thalavadi Taluke, Erode District within a limited time frame.

2. It is the case of the petitioners that the property comprised in Survey No.121/6 measuring an extent of 2.72.5 hectares in Panakahalli



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Village, Thalavadi Taluk, Erode District is their ancestral property and they are in absolute possession and enjoyment of the same for a long time. Since the petitioners wanted their property to be surveyed and demarcated, they had submitted an online application on 26.07.2024. However, the same has not been considered to date. Therefore, the present writ petition has been filed.

3. Heard the learned counsel on either side.

4. Considering the request of the petitioners and also the fact that the petitioners have submitted their online application as early as on 26.07.2024, a mandamus is issued to the respondents to conduct survey and subdivision of the petition mentioned property. The petitioners shall submit all the relevant records to show his title to the property and the respondents shall, after issuing notice to the adjacent land owners and interested parties, hold an enquiry and thereafter, proceed to pass orders either surveying and subdividing the property or rejecting the request. In the case of a rejection, a speaking order shall be passed. The aforesaid exercise shall be completed within a period of 8 weeks from the date of receipt of a copy of this order.



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5. With the above directions, this Writ Petition is allowed. No costs.

Consequently, the connected Miscellaneous Petition is closed.

22.11.2024

(shr)

Index : Yes/No

Speaking Order: Yes/No

Neutral Citation : Yes/No

To

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P.T. ASHA. J.,

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