



W.P(MD)No.6306 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.6306 of 2024

R.Jeyapandi

... Petitioner

Vs.

**1.The Tahsildar,
Dindigul West,
Dindigul.**

**2.The Thaulk Surveyor,
Thaluk Office,
Dindigul West Thaluk,
Dindigul.**

3.Vijaya

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, forbearing the respondent 1 and 2 to survey land in Survey No. 364/1, 1A, 1B, 1C, 1D, 1E, 364/1F situated at Silapadi Village, Dindigul Taluk, Dindigul District without consider petitioner's objection.

For Petitioner : Mr.P.Manikandan

**For Respondents : Mr.M.Lingadurai,
Spl. Government Pleader for R1 & R2.
Mr.V.Karuna for R3.**



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ORDER

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Heard both sides.

2.The order passed by this Court in W.P.(MD)No.30398 of 2023 at the instance of the third respondent adequately protects the petitioner's right. The petitioner can very well give objection and before conducting survey, the Tahsildar has to necessarily consider the same. If the petitioner's objections are over-ruled, a speaking order has to be passed. Thereafter, six weeks window period must be given and thereafter, if the petitioner is not able to obtain any restraint order from the jurisdictional Civil Court or this Court, survey can be conducted and not otherwise.

3.This writ petition is disposed of accordingly. No costs.

15.03.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:-

- 1.The Tahsildar,
Dindigul West,
Dindigul.
- 2.The Thaulk Surveyor,
Thaluk Office,
Dindigul West Thaluk,
Dindigul.



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G.R.SWAMINATHAN, J.

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