



W.P.(MD) No.18912 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.08.2024

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

W.P.(MD)No.18912 of 2024

and

W.M.P(MD)No.16017 of 2024

R.Viveka

.. Petitioner

Vs.

1.The Revenue Divisional Officer,
Madurai.

2.The Tahsildar,
Vadipatti Taluk,
Madurai District,
Madurai.

3.The Taluk Surveyor,
Vadipatti,
Vadipatti Taluk,
Madurai District.

4.The Village Administrative Officer,
Kallanai Village,
Alanganallur,
Vadipatti Taluk,
Madurai District.

5.K.G.Pandian

.. Respondents



W.P.(MD) No.18912 of 2024

WEB COPY

Prayer: Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Mandamus, forbearing the respondents 1 to 4 from conducting survey and fixing of boundaries in respect of the lands in S.Nos.133/5A, 133/6A, 133/7, 100/1, 41/10A, 136/1B, 41/10A1, 41/10B, 35/20B, 136/1A, 160/1, 193/4B of Kallanai Village, Allanganallur, Madurai District till the disposal of the suit filed by the petitioner for partition in O.S.No.34 of 2024 on the file of the District Court, Madurai.

For Petitioner : Mr.K.Sivakumar

For R1 – R4 : Mr.D.S.Neduncheziyan
Government Pleader

ORDER

The present writ petition has been filed for a Mandamus forbearing the respondents 1 to 4 from conducting survey and fixing of boundaries in respect of the lands in S.Nos.133/5A, 133/6A, 133/7, 100/1, 41/10A, 136/1B, 41/10A1, 41/10B, 35/20B, 136/1A, 160/1, 193/4B of Kallanai Village, Allanganallur, Madurai District till the disposal of the suit filed by the petitioner for partition in O.S.No.34 of 2024 on the file of the District Court, Madurai.



W.P.(MD) No.18912 of 2024

WEB COPY

2. In view of the fact that the survey has been conducted pursuant to the order of the learned Single Judge, which has been confirmed by the Hon'ble Division Bench of this Court in a judgment made in W.A(MD)Nos.697 and 698 of 2024, dated 10.04.2024, the petitioner cannot seek to have the survey stayed.

3. Therefore, this Writ Petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

13.08.2024

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

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2.The Tahsildar,
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Madurai District,
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W.P.(MD) No.18912 of 2024

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4.The Village Administrative Officer,
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W.P.(MD) No.18912 of 2024

P.T.ASHA, J.

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W.P.(MD) No.18912 of 2024

13.08.2024