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W.P.(MD)NO.17497 OF 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.07.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.17497 of 2024 AND

W.M.P.(MD)No.15330 of 2024

S.Palraj

... Petitioner

Vs.

1. The District Collector,
Virudhunagar District.
2. The Revenue Divisional Officer,
Sattur,
Virudhunagar District.
3. The Tahsildar,
Vembakottai,
Virudhunagar District.
4. The Block Development Officer,
Vembakottai,
Virudhunagar District.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the respondents from laying the road laid in the private patta land belonged to the petitioner bearing S.No.352/1, 352/2 situated at Keelanmarainadu Village, Vembakottai Taluk, Virudhunagar District in patta No.2562 on the basis of the petitioner's representation dated 13.07.2024 within the time stipulated by this Court.



For Petitioner : Mr.K.Navaneetha Raja,
for Mr.T.Kanagaraj.
For Respondents : Mr.G.V.Vairam Santhosh,
Additional Government Pleader.
* * *

ORDER

Heard the learned counsel on either side.

2. The petitioner wants this Court to forbear the respondents from laying any road on his patta land. A copy of patta No.2562 has been enclosed in the typed set of papers. It is seen therefrom that survey No.352/1, Keelanmarainadu Village in Vembakottai Taluk belongs to the petitioner. However in the FMB, marks are found in respect of survey No.352. The Government of Tamil Nadu has issued Survey Manual and it is seen therefrom that the marks found in the FMB would refer to “cart track”. It is stated that if the existence of the pathway is mentioned in the “ A” Register, its width will be not less than four meters. If the detail marks are found in the FMB alone, its width should be taken as below four meters. A cart track in the very nature of things cannot exceed 8 feet, that is, a little over two meters. Since the cart track detail mark is found in the FMB in respect of survey No.352/1, I cannot pass any blanket restraint order as prayed for by the petitioner.



WEB COPY

STANDARD REFERENCE SHEET

Bore Well		Madras Survey	
Boundary of the limits of the grouped village		Metallic Concrete and Black top road with km stone	
Building with more than one storey (Multi Storied Building)		Micro Wave repeater Station (adopted only in restricted maps)	
Burial ground		Miner - road Station	
Celingula		Modern series	
Cart track		Mosque	
Chain Survey Station (Town Survey)		Parents village	
Church		Primary Health Centre	
Community hall		Railway line	
Culvert and bridge		River, Canal and aqueduct	
Cyclone Shelter		River and stream with sand bar	
Earthen road		Rock mark	
Electric Power House		Round Water Tank	
Electric Sub-Station		Round Well	
Electric Transformer (adopted only in restricted maps)		Salt pan	
Electric Transmission line		Sand	
Ferry		Schools	
Field Stone (Town Survey)		Scrub and Jungle	
Foot Path		Sluice	
Forest Cairn (or) Pillar		Square Water Tank	
Fort		Squeeze Well	
Fountain		Survey Field boundary	
Gravelled road with km Stone		Swamp	
Grazing Ground		Tank	
Gurdwara		Telegraph line	
Hamlet		Telephone exchange	
Hostel		Telephone line	
Hydrant		Telephone Station	
Indigo vat		Temple	
Kalam		Thatched house	
Khandam Station		Theodolite Station (Town Survey)	
Lambton's G. T. Survey Station & height in metres above sea level		Tiled (or) terraced house	
Lamp Post		Village boundary	
Light House		Village boundary Station	
Limit of rocky ground		Village Trijunction Station	

12/01/24
LAGE ADMINISTRATIVE OFFICER
KEELANMARAMNADU VILLAGE
VEMBAKOTTAI TALUK



3. The respondents however cannot lay any tar road. The cart track has to be maintained only as cart track and its width cannot exceed 8 feet.

4. With these twin directions, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

30.07.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
PMU

To:

1. The District Collector,
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2. The Revenue Divisional Officer,
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G.R.SWAMINATHAN,J.

PMU

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