



W.P.(MD) No.21476 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.09.2024

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

W.P.(MD) No.21476 of 2024
and
W.M.P(MD)No.18173 of 2024

V.Indrani

.. Petitioner

Vs.

1.The District Collector,
Theni District.

2.The Tahsildar,
Andipatti Taluk,
Theni District.

3.The Taluk Surveyor,
Andipatti Taluk,
Theni District.

4.Marriappan

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India,
praying for issuance of Writ of Certiorarified Mandamus, to call for the
records in impugned summons R.T.R.F.L No.2024/0105/25/001745 dated



W.P.(MD) No.21476 of 2024

05.08.2004 on the file of the third respondent Taluk Surveyor, Andipatti Taluk herein and quash the same and consequently direct the respondents to give opportunity to submit his objections based on the pending civil suit between the parties in O.S.No.54/2024 on the file of the District Judge, Theni.

For Petitioner	:	Mr.J.Gunaseelan Muthiah
For R1 to R3	:	Mr.B.Saravanan, Additional Government Pleader

ORDER

This Writ Petition is filed challenging the impugned summons R.T.R.F.L No.2024/0105/25/001745, dated 05.08.2004 on the file of the third respondent, and quash the same and consequently, to direct the respondents to give opportunity to submit his objections, based on the pending civil suit between the parties in O.S.No.54/2024 on the file of the District Judge, Theni.

2.Heard the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the respondents 1 to 3.



W.P.(MD) No.21476 of 2024

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3. When the matter came up for hearing today, it is informed by the learned Additional Government Pleader appearing for the respondents 1 to 3 that the fourth respondent has suppressed the pendency of the civil suit in O.S.No.54 of 2024 before the District Court, Theni and obtained orders for surveying the lands by filing a writ petition in W.P.(MD)No. 14004 of 2024 before this Court. Since the pendency of the civil suit is now brought to the notice of the first respondent, the respondents have dropped the survey and demarcation of the said land.

4. Recording the aforesaid submissions, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is also closed.

10.09.2024

NCC : Yes/No
Index : Yes/No
Internet : Yes
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W.P.(MD) No.21476 of 2024

P.T.ASHA, J.

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To

1.The District Collector,
Theni District.

2.The Tahsildar,
Andipatti Taluk,
Theni District.

3.The Taluk Surveyor,
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Theni District.

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