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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-04-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

WP No. 12843 of 2025

1. Jameer Ahamed
S/o.Jailabdeen, Rep By His Power Of
Attorney Shabiya, W/o.Jameer
Ahamed, Residing At No. 20/12c,
N.S.Nagar, Bharathiyar Street, Arani,
Tiruvannamalai District.

Petitioner(s)

Vs

1. The Tahsildar
Gingee Taluk, Villupuram District.

2.The Taluk Surveyor
Gingee Taluk, Villupuram District.

3.The Inspector Of Police
Gingee Police Station Villupuram
District.

4.Akkar Badsha
S/o.Kadar Mohideen, Kuttai Street,
Meenabur Village And Post, Gingee
Taluk, Villupuram District.



Respondent(s)

PRAYER

Writ petition filed under Article 226 of Constitution of India for the issue of writ of Mandamus directing the 1st respondent to assign a competent surveyor to survey and measure the boundaries of the petitioners vacant house site, comprised in S.No. 46/3H, measuring an extent of 59,078 sq.ft situated at Meenambur Village, Gingee Taluk, Villupuram District. within the sub registration District of Gingee and Registration District of Tindivanm, based on the Application No.2025/ 0123/ 07 / 006393 dated 24.02.2025 with adequate police protection within a time frame that may be fixed by this court.

For Petitioner(s): M/s.M.Rebecca
For Respondent(s): Mr.M.R.Gokul Krishnan
Additional Government Pleader
for R1 and R2
Mr.V.J.Priyadarsana
Government Advocate [Crl. Side]
for R3

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the 1st respondent to deal with the on-line application submitted by the petitioner on 24.02.2023 wherein the petitioner is seeking for the survey of the subject property and for demarcation of boundaries.

2. Heard M/s.M.Rebecca, learned counsel for the petitioner and Mr.M.R.Gokul Krishnan, learned Additional Government Pleader for respondents 1 and 2 and Mr.V.J.Priyadarsana, learned Government Advocate

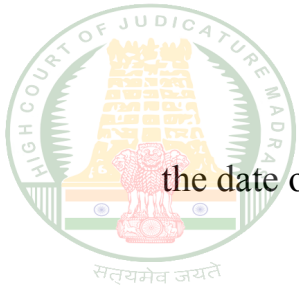


[Crl. Side] for 3rd respondent.

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3. The petitioner is relying upon the sale deed dated 08.06.2023 registered as document No.1910 of 2023. The petitioner is also relying upon joint patta issued in Patta No.167 which stands in the name of the 4th respondent and the father of the petitioner's vendor. The grievance of the petitioner is that whenever an attempt is being made to survey the property, the 4th respondent is interfering with the same and as a result, the survey is not able to be conducted. It is under these circumstances, the present writ petition has been filed before this Court.

4. Taking into consideration the facts and circumstances of the case and considering the materials placed before this Court, there shall be a direction to the respondents 1 and 2 to act upon the on-line application submitted by the petitioner on 24.02.2023 and conduct the survey in the subject property based on the title document and the joint patta No.167 relied upon by the petitioner. During the survey, the 4th respondent shall also be present and the portion of the property which is owned by the 4th respondent shall be determined based on his title documents and the joint patta. Thereafter, the portion of the property over which the petitioner is seeking for ownership shall be surveyed and demarcated by determining the boundaries. If any obstruction is made which may lead to a law and order problem, the 3rd respondent shall provide necessary police protection. This process shall be completed within a period of four weeks from



the date of receipt of a copy of this order.

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5. This writ petition is disposed of with the above directions. No costs.

17-04-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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