



Writ Petition No.13532 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.04.2025

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.13532 of 2025

and

W.M.P.No.15229 of 2025

Thambidurai
S/o.Late Rajendran

... petitioner

Vs

1. The District Collector
Office of the District Collector
Salem District.
2. The Tahsildar
Office of the Tahsildar
Mettur Taluk
Salem District.
3. L.Selvaraj
S/o.Lakshmanan

... Respondents

Prayer:

Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus, directing the 2nd respondent Tahsildar while surveying and demarcating the 3rd respondent's land comprised in Survey Nos.17/4, 17/9 at Kuttapatti



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Village, Mettur Taluk, Salem District to fix boundaries not to include the adjoining 20 feet common cart track-cum-pathway which is the ingress and egress for the petitioner to reach his property adjacent.

For Petitioner : Dr.R.Gouri
For Respondents : Mr.P.Sathish
Additional Government Pleader
for R1 & R2

ORDER

This writ petition has been filed for issue of a writ of mandamus directing the second respondent to survey and demarcate the boundaries based on the representation made by the petitioner on 18.03.2025.

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

3. The main grievance expressed by the learned counsel for the petitioner is that taking advantage of the order dated 06.02.2025 passed in W.P.No.2914 of 2025, one Selvaraj is attempting to include the common pathway and thereby, depriving the access of the petitioner to his property.

4. The learned Additional Government Pleader, based on written instructions received from the second respondent submitted that



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there is a pending suit in O.S.No.131 of 2024 before the District Munsif

Court, Mettur and objections were also made by the parties to the suit and therefore, till the disposal of the suit, the second respondent is not intending to conduct any survey in the subject property.

Recording the above, the Writ Petition is disposed of. Consequently, connected miscellaneous petition is closed. There shall be no order as to costs.

17.04.2025

Neutral Citation: Yes/No

Index: Yes/no

Speaking Order/Non-Speaking Order

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To

1. The District Collector
Office of the District Collector
Salem District.
2. The Tahsildar
Office of the Tahsildar
Mettur Taluk
Salem District.



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N.ANAND VENKATESH, J

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