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WP.No.39987 of 2024

In the High Court of Judicature at Madras

Dated : 06.1.2025

Coram :

The Honourable Ms.Justice P.T.ASHA

Writ Petition No.39987 of 2024

T.Saranya

Vs

...Petitioner

1.The District Collector, Office
of the Collectorate,
Krishnagiri District-635115.

2.The Tahsildar, Uthangarai
Tahsildar Office, Police Station
Road, Uthangarai Taluk,
Krishnagiri District-635207.

3.The Head Surveyor,
Uthangarai Taluk Office,
Krishnagiri District-635207.

...Respondents

PETITION under Article 226 of The Constitution of India praying for the issuance of a Writ of Mandamus directing the third respondent to dispose of the application of the petitioner bearing No.024/0123/31/004022 dated 24.7.2024 and consequently direct the third respondent to survey and demarcate the petitioner's property in patta No.824, bearing survey No.29 with an extent of 4 acres 84 cents in Kommampattu Village, Uthangarai Taluk, Krishnagiri District.



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For Petitioner : Mr.Anoj Elangovan
For Respondents : Mr.A.Selvendran, SGP

ORDER

Seeking a direction to the third respondent to consider her online application dated 24.7.2024 to conduct a survey in respect of the property in patta No.824, survey No.29 measuring 4 acres 84 cents in Kommampattu Village, Uthangarai Taluk, Krishnagiri District, the petitioner is before this Court.

2. Heard the learned counsel for the petitioner and the learned Special Government Pleader accepting notice for the respondents.

3. The case of the petitioner is as follows :

The petitioner is the absolute owner of the subject property. She acquired it by way of a sale deed dated 16.9.2021 registered as doc.No.5458 of 2021 on the file of the Sub-Registrar, Uthangarai for a valid sale consideration. Ever since the date of purchase, she has been in possession and enjoyment of the subject property. In order to conduct a survey in respect of the subject property, the petitioner made an online application dated 24.7.2024 by paying necessary charges. However, no action has been taken on that. Hence the writ



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4. The fact that the subject property belongs to the petitioner is seen from the narration in the affidavit filed in support of the writ petition. Since the petitioner acquired it by way of purchase, she requested the third respondent to conduct a survey and demarcate its boundaries.

5. Considering the facts and circumstances of the case, the writ petition is allowed and a Mandamus is issued to the third respondent to conduct a survey in respect of the subject property. The petitioner shall submit all the relevant records to show her title to the subject property and the third respondent shall, after issuing notice to the adjacent land owners and interested parties, hold an enquiry and thereafter pass orders either surveying the subject property and demarcating its boundaries or rejecting the request. In the case of a rejection, a speaking order shall be passed. The aforesaid exercise shall be completed within a period of 6 weeks from the date of receipt of a copy of this order. No costs.

06.1.2025

RS



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P.T.ASHA,J

RS

To

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