



W.P.(MD) No.15256 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 05.06.2025

CORAM

THE HONOURABLE MR. JUSTICE S.SOUNTHAR

W.P.(MD) No.15256 of 2025

P.Sathasivam

... Petitioner

Vs

1.The Tahsildar,
Peravurani Taluk,
Thanjavur District.

2.The Firka Surveyor,
Avanam Firka,
Peravurani Taluk,
Thanjavur District.

3.The Inspector of Police,
Thiruchithambalam Police Station,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 and 2 to conduct survey with the assistance of the 3rd respondent if required on the basis of Survey Notice dated 23.04.2025 issued by the Revenue Inspector of Avanam in A.K.Ma.No.007688 pertaining to S.F.No.120/2A situate Avanam Village, Periyamayakipuram Panchayat, Peravurani Taluk, Thanjavur District.

For Petitioner

: Mr.M.Anbarasan



WEB COPY



W.P.(MD) No.15256 of 2025

For R1 & R2	: Ms.K.Malathi Additional Government Pleader
For R3	: Mr.M.Vaikam Karunanithi Government Advocate

ORDER

The petitioner herein seeks a direction to the respondents 1 and 2 to conduct survey with the assistance of the third respondent if required on the basis of the survey notice, dated 23.04.2025, issued by the Revenue Inspector, Avanam in A.K.Ma.No.007688 in respect of S.F.No. 120/2A situated at Avanam Village, Periyannayakipuram Panchayat, Peravurani Taluk, Thanjavur District.

2.Heard the arguments of the learned counsel for the petitioner, Mrs.K.Malathi, learned Additional Government Pleader, who takes notice for the respondents 1 and 2 and Mr.M.Vaikam Karunanithi, learned Government Advocate, who takes notice for the third respondent. By consent of both parties, this Writ Petition is taken up for final disposal at the admission stage itself.

3.It is the case of the petitioner that the aforesaid property was purchased in the name of his wife, Mallika in the year 1997 under a



W.P.(MD) No.15256 of 2025

registered sale deed, dated 16.10.1997. Subsequently, patta was issued in the name of Mallika in patta No.1027. The petitioner's wife died on 17.09.2019, leaving behind the petitioner and his two daughters as her legal representatives. Subsequently, a joint patta for the above mentioned property was issued in the name of the petitioner and his daughters in Patta No.2594.

4.The petitioner submitted an application before the respondents seeking survey of the property. Pursuant to the application submitted by the petitioner, a survey notice was issued by the Revenue Inspector on 23.04.2025, fixing 29.04.2025 at the date for survey. However, when the Officials attempted to survey the property, one Sundarraaj, S/o. Saravanan raised objections. Therefore, the respondents failed to commence the survey. Hence, the petitioner filed the instant Writ Petition seeking direction to the respondents 1 and 2 to conduct survey of the above mentioned property with the assistance of the third respondent.

5.The learned Additional Government Pleader, who takes notice for the respondents 1 and 2, would submit that due to the objection raised by one Sundarraaj, the survey could not be completed.



W.P.(MD) No.15256 of 2025

6. In view of the statement made by the learned Additional Government Pleader appearing for the respondents 1 and 2, this Court without expressing any opinion on the merits of the matter, is inclined to direct the first respondent to issue notice to the petitioner and the objector and to conduct an enquiry and pass final orders on its own merits within a period of 8 weeks from the date of receipt of a copy of this order.

7. With the aforesaid directions, this Writ Petition stands disposed of. No costs.

05.06.2025

Index : Yes/No
Internet : Yes/No
Neutral Citation : Yes/No

mm

To

1. The Tahsildar,
Peravurani Taluk,
Thanjavur District.

2. The Firka Surveyor,
Avamam Firka,
Peravurani Taluk,
Thanjavur District.



W.P.(MD) No.15256 of 2025

3. The Inspector of Police,
Thiruchithambalam Police Station,
Thanjavur District.

WEB COPY



WEB COPY



W.P.(MD) No.15256 of 2025

S.SOUNTHAR, J.

mm

W.P (MD) No.15256 of 2025

05.06.2025