



W.P.Crl.(MD)No.1350 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

W.P.Crl.(MD).No.1350 of 2025

S.Ganesan

... Petitioner

Vs.

1.The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2.The Inspector of Police,
South Police Station,
Rajapalayam,
Virudhunagar District.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to give police protection to install the survey stone in the petitioner land in Survey No.87/1C3, Samusigapuram Village, Rajapalayam Taluk, Virudhuangar District in total extent of 0.17.05 hector equal to 43.225 cents and converted plot area in the plot No.5A and Boundaries East North 21 Feet East South 21 Feet South North 15 Feet South East 15 Feet plot 315 Square Feet in equal to 29.26 Square Meter of land with open site 0.72 cents and also protect the petitioner life and limb of the property.



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W.P.Crl.(MD)No.1350 of 2025

For Petitioner : Mr.K.Sathiya Singh

For Respondents : Mr.R.M.Anbunithi

Additional Public Prosecutor

ORDER

The Writ Petition is filed for Mandamus to direct the respondents to give police protection to install survey stones in the petitioner's land measuring 43.225 cents in Survey No.87/1C3, Samusigapuram Village, Rajapalayam Taluk, Virudhunagar District.

2. Even according to the petitioner, police protection is sought only because the neighbouring land owners are disputing the boundaries.

3. The learned Additional Public Prosecutor, on instructions, would submit that based on the petitioner's complaint, the petitioner and his neighbour were called for enquiry; that during the course of enquiry, both the parties had undertaken not to lay the survey stones until the land is measured by the Surveyor; and that recording the said undertaking, the enquiry was closed.



W.P.Crl.(MD)No.1350 of 2025

4. This Court is of the view that when there is a dispute between the petitioner and his neighbour with regard to the boundaries, the respondent Police cannot interfere with the same. It is for the Civil Court to determine the right of the petitioner. In such circumstances, the direction as sought for by the petitioner cannot be issued.

5. At this stage, the learned Additional Public Prosecutor would submit that if a request is made by a Surveyor seeking police protection to measure the land, the same would be considered.

6. Recording the aforesaid submission, the Writ Petition stands dismissed. There shall be no order as to costs.

12.09.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
Lm

To

1.The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

3/5



W.P.Crl.(MD)No.1350 of 2025

2.The Inspector of Police,
South Police Station,
Rajapalayam,
Virudhunagar District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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W.P.Crl.(MD)No.1350 of 2025

SUNDER MOHAN, J.

Lm

W.P.Crl.(MD).No.1350 of 2025

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