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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.10.2026

CORAM

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

WP Crl. No. 2723 of 2026

CNR:{HCMA012334352026}

K.Senthil Chinnadurai
S/o C.Kaniratham,
No.2, Old No.39, N.N.Garden,
8th Lane, Old Washermenpet,
Chennai – 600 021.

..Petitioner

Vs

1. The Commissioner of Police
   Avadi City Police Commissionerate,
   Avadi, Chennai – 600 054.

2. The Deputy Commissioner of Police
   Avadi City Police Commissionerate,
   Chennai.

3. The Assistant Commissioner of Police
   Avadi City Police Commissionerate,
   Chennai.

4. The Inspector of Police
   Moulivakkam Police Station,
   Avadi City Police Commissionerate,
   Chennai.

5. The Tahsildar
   Kundrathur Taluk,
   Kancheepuram District,
   Tamil Nadu.

6. The Taluk Surveyor
   Kundrathur Taluk,
   Kancheepuram District,
   Tamil Nadu.

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7. Sekar
No.3, Sivalinga Garden,
T.Ponnambalam Salai,
Gerugambakkam,
Chennai – 600 122.

8. Sivagami
W/o Sekar,
No.3, Sivalinga Garden,
Opp Little Flower School,
T.Ponnambalam Salai,
Gerugambakkam,
Chennai – 600 122.

..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the respondents 1 to 4 to provide adequate and necessary police protection to the 5th and 6th respondents or the competent Revenue and Survey Authorities for conducting Survey, measurement and demarcation of the petitioner's property, fixing the boundaries and planting boundary stones in accordance with the revenue and survey records and thereafter to take appropriate action in accordance with law to prevent unlawful trespass, obstruction, intimidation and interference by the 7th and 8th Respondents or any person claiming through or under her, by considering the petitioner's representation dated 22.06.2026 within a time frame fixed by this Court in accordance with law.

For Petitioner: Mr.Ajith Kumar
for Mr.A.Gokula Krishna

For Respondents: Mr.S.Yogaraja Sekar,
Government Advocate (Criminal Side)
for R1 to R4
Ms.Poornima,
Additional Government Pleader
for R5 and R6
Mr.A.P.Srinivasan for R7 and R8

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ORDER

Heard Mr.Ajith Kumar for the petitioner, Mr.S.Yogaraja Sekar for respondents 1 to 4, Ms.Poornima for respondents 5 and 6 and Mr.A.P.Srinivasan for respondents 7 and 8.

2. The matter is on a very narrow compass. The petitioner wants police protection to survey the property situated at Old Survey No.290/1B2 and New Survey No.290/1B2B of Gerugambakkam Village, Kundrathur Taluk, Kancheepuram District. It is his plea that he approached the Tahsildar for the purpose of surveying the property. When attempts were made to survey the property, respondents 7 and 8 held out threats and intimidations. This aspect is stoutly denied by Mr.A.P.Srinivasan. He states that the petitioner is not in possession of the property and that it was an attempt to dispossess the private respondents under the guise of a survey.

3. Mr.S.Yogaraja Sekar reports that in the event the Revenue Department asks for police protection, it will be offered. Ms.Poornima reports that the survey is proposed to be conducted on 20.11.2026.

4. I have carefully considered the submissions. I have gone through the records.

5. The fear of Mr.A.P.Srinivasan that under the guise of survey, the private respondents will be dispossessed is purely unfounded. Survey is

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conducted by virtue of the Tamil Nadu Survey and Boundaries Act, 1923 (Tamil Nadu Act No. 8 of 1923) and the Rules made thereunder. That is an exercise of statutory power vested with the Revenue and survey Departments. The report of the surveyor neither confers title nor should it result in dispossession of persons. All that the petitioner seeks is a survey. There cannot be any grievance for the Survey Department in executing their functions and duties. Therefore, this writ petition is ordered.

6. There shall be a direction to respondents 5 and 6 to conduct a survey for the property which is the subject matter of this writ petition on 20.11.2026. Prior to the survey, the petitioner as well as respondents 7 and 8 or any other person who might have interest in the lands must be put on notice. Under the guise of survey, no person must be dispossessed. Respondents 1 to 4 will afford protection in case respondents 5 and 6 seek for it. Police protection will not be granted on the request of either the petitioner or respondents 7 and 8. Once the survey is completed, the police protection shall stand withdrawn. After the survey, if any dispute exists between the petitioner and respondents 7 and 8 or any other person(s), it has to be worked out in the manner known to law before the jurisdictional Civil Court.

28.10.2026

Index: Yes/No
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V.LAKSHMINARAYANAN J.

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