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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.11.2026

CORAM

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

WP Crl. No. 3136 of 2026

CNR: {HCMA012782732026}

Case QR

Gowri
W/o Subramaniyan

..Petitioner

Vs

1. The District Collector,
   Villupuram, Villupuram District.

2. The Tahsildar,
   Tindivanam Taluk, Villupuram District.

3. The Taluk Surveyor,
   Tindivanam Taluk, Villupuram District.

4. The Village Administrative Officer,
   Olakkur Village, Tindivanam Taluk,
   Villupuram District.

5. The Inspector of Police,
   Olakkur Police Station,
   Villupuram District.

6. Elumalai
   S/o Azhagasan

..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the 5th Respondent to give police protection at the time of Respondents 2 and 3 surveying the petitioner's land in S.No.317/43, measuring an extent of 0.46 square meter, situated at Olakkur Village, Tindivanam Taluk, Villupuram District based on the petitioner's application No. 2025/N123/07/008341 dated 15.11.2025.

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For Petitioner: Mr.S.Sasikumar

For Respondents: Mr.Alagu Narayanan
for Mr.B.Prashanth Nadaraj,
Government Advocate for R1 to R4
Mr.S.Yogaraja Sekar,
Government Advocate (Criminal Side) for R5

ORDER

Heard Mr.S.Sasikumar for the petitioner, Mr.Alagu Narayanan representing Mr.B.Prashanth Nadaraj for respondents 1 to 4 and Mr.S.Yogaraja Sekar for the fifth respondent.

2. The petitioner states that her husband is the owner of the property situated at Survey No.317/43, Olakkur Village, Tindivanam Taluk, Villupuram District. The petitioner's husband had moved an application for surveying the property. When the survey was commenced, the sixth respondent is alleged to have not only obstructed the survey but also has abused the officials. Therefore, a complaint was lodged and the fifth respondent police issued a CSR. Subsequently, the petitioner's husband had registered a settlement deed in her favour on 06.07.2026. Yet again, the petitioner revived the request for survey. In view of the objections that have been raised on the earlier occasion, the petitioner alleges that the Tahsildar is not willing to conduct survey. Hence, the present writ petition seeking for survey along with police protection.

3. Mr.Alagu Narayanan, representing Mr.B.Prashanth Nadaraj, reports that the Tahsildar had given him instructions to state that the survey will be conducted on 15.12.2026 at 11.00 a.m.

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4. The power to survey a land flows out of the provisions of the Tamil Nadu Survey and Boundaries Act, 1923 (Tamil Nadu Act No. 8 of 1923) and the Rules made thereunder and the Survey Manual. While conducting a survey, the Revenue Department is discharging the duties imposed under the Act and the Rules made thereunder. They are entitled to be protected while performing their official duties. Therefore, the fifth respondent police will afford protection to the second or third respondent, who might carry out the survey. Before the survey is conducted, the second or third respondent shall put the sixth respondent or any other person(s), who might claim interest over the property, on notice. Once the survey is completed, the police protection that will be granted by the fifth respondent will stand withdrawn immediately. Under the guise of survey, no person must be dispossessed from the property. If despite the survey, disputes continue between the petitioner and any private party including the private respondents, it will be resolved by the jurisdictional Civil Court.

5. The writ petition stands disposed of in the above terms.

20.11.2026

Index: Yes/No
Neutral Citation: Yes/No
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V.LAKSHMINARAYANAN, J.

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