



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.11.2012

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THE HONOURABLE MR.JUSTICE S.TAMILVANAN

W.P. (MD) No.4870 of 2011

WEB COPY

Muniyammal

... Petitioner

Vs.

1. The Collector, District Collector Office
Madurai.

2. The Tahsildar, North Taluk,
Madurai Building, Madurai District.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus or order or direction in the nature of writ, directing the second respondent to consider the petitioner's representation, dated 20.04.2011 and pass orders.

For Petitioner ... Mr.S.Moorthy

For Respondents ... Mr.V.Muruganandam, AGP

ORDER

Heard both the learned counsel appearing for the petitioner as well as the learned Additional Government Pleader appearing for the respondents.

2. This writ petition has been filed under Article 226 of the Constitution of India, seeking an order in the nature of writ of mandamus or any other writ or direction, directing the second respondent to consider the representation of the petitioner, dated 20.04.2011.

3. As per the averments made in the accompanying affidavit, the petitioner has stated that she has ancestral property, by way of partition, dated 11.08.1975 in S.No.69/1, located at Manakiri village, Madurai District and some of the property was sold to some other person, out of the said ancestral property and hence, her remaining part is 26 1/2 cents owned by her.

4. According to the learned counsel for the petitioner, though the second respondent was approached for the purpose of fixing boundaries to the said property, after taking measurement and the required amount was paid as per chalan, dated 15.04.2011, xerox copies for which is available in the typed set at page number 16, the second respondent has not directed any Surveyor to fix the boundary for the said property and pass appropriate orders. There is no tenable objection from the learned Additional Government Pleader appearing for the respondents.

5. On the aforesaid facts and circumstances, the writ petition is allowed and the second respondent is directed to consider the representation of the petitioner, dated 20.04.2011, to measure the property relating to S.No.69/1, an extent of 26 1/2 cents in Manakiri village, Madurai District and pass appropriate orders, within four weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Deputy Registrar



To

1. The Collector, District Collector Office, Madurai.

2. The Tahsildar, North Taluk, Madurai Building, Madurai District.

+1C.C. to M/s.S.Moorthy, Advocate in Sr.No.40612

+1C.C. to the Special Government Pleader in Sr.No.41146

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30-11-2012

tsvn

PBK 14/12/2012 ::2P-5C::