

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-04-2026

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THE HONOURABLE MR JUSTICE KRISHNAN RAMASAMY

**WP No. 13744 of 2023
AND WMP NO. 13426 OF 2023**

Pushpa Raju
No.73, Maxis Subiksham,
112-5th Avenue, Anna Nagar,
Chennai-600 040.

Petitioner(s)

Vs

1. Union Of India
Rep. by the Secretary,
Ministry of Road Transport and National
Highways, Central Secretariat,
No.234, South Block, Delhi.
- 2.The State Of Tamil Nadu
Rep. by the Secretary to the Government,
Revenue Department, Secretariat, Fort St.
George, Chennai-09.
- 3.The National Highways Authority Of India,
Rep. by its Chairman, G 5 and 6 Sector-10,
Dwarka, New Delhi-110 075.
- 4.The competent authority and special distirct
Revenue officer (L.A)
National Highways 332A Kancheepuram and
tiruvallur District Kancheepuram 600 445
- 5.The Special District Revenu Officer (l.A)
National Highways, Kancheepuram and
Tiruvallur District, Kancheepuram.
- 6.The District Collector,
Collectorate complex, GST Road,
Chengalpattu-603 001.



7.The Tahsildar
Tirukalukundram taluk office No 58
Desumugi Pet PK Street hengalpattu 603 109

8.The competent Authority (Tamil nadu)
Archacological survey of India Fort St Goerge
chennai 600 009

Respondent(s)

PRAYER

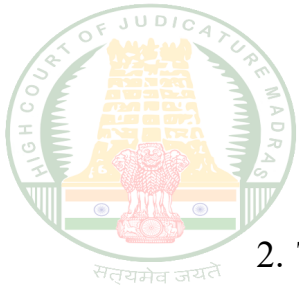
Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the 7th Respondent to grant a sub-Divided patta for survey Nos 123 / 15 and 123/7A2B1A of Mamallapuram village pursuant to application Nos 2022 /0105/ 25 / 398040 and 2022 / 0105 / 25 / 398041 dated 18.10.2022 made by the writ petitioner on the file of the 7th respondent for the extent currently held by the writ petitioner in the aforesaid survey Numbers

For Petitioner(s) Ms.R.V.Rukmani,
for Mr.P.B.Ramanujam Associates

For Respondent(s): R1 & 8 – No appearance
Ms.S.Indhu Bala, AGP for R2, 4, 5 to 7
Mrs.S.R.Sumathy, St.counsel for R3

ORDER

This writ petition has been filed to direct the 7th respondent to grant a sub-Divided patta for survey Nos.123/15 and 123/7A2B1A of Mamallapuram village pursuant to the petitioner's application dated 18.10.2022.

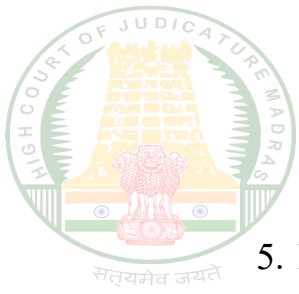


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2. The learned counsel for the petitioner would submit that in this case, the petitioner is the owner of the land in survey Nos.123/15 & 123/7A2B1A measuring to an extent of 970 sq.m. Out of the said land, the 3rd respondent had acquired a small portion of land, measuring to an extent of 302 sq.m. The remaining land to an extent of 668 sq.m was left out. Under these circumstances, the petitioner, by virtue of representations dated 18.10.2022 & 04.02.2023, had requested to sub-divide the land and issue patta for the same. However, the said representations were not at all considered by the 7th respondent till date. Hence, this petition.

3. The learned counsel appearing for the 3rd respondent had confirmed the submissions made by the petitioner and would submit that at present, they have no objection for sub-dividing the left out portion of land. Further, he would submit that if any more land is required for any public purpose, in future, the same will be acquired by them by following due process of law. Hence, he requests this Court to pass appropriate orders.

4. In reply, the learned counsel for the petitioner would submit that he has no objection in acquisition of land, if it is required in future, by following due process of law.



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5. Heard the learned counsel for the petitioner and the respondents and also perused the entire materials available on record.

6. In the case on hand, the petitioner is the owner of the land, in survey Nos.123/15 & 123/7A2B1A, measuring to an extent of 970 sq.m. Out of the said land, the 3rd respondent had acquired the land to an extent of 302 sq.m. The remaining land to an extent of 668 sq.m was left out. Hence, the petitioner, by virtue of representations dated 18.10.2022 & 04.02.2023 had requested to sub-divide the left out portion of land and issue patta for the same.

7. Further, it was submitted by the 3rd respondent that they have no objection in sub-dividing the left out portion of land. In such case, there is no impediment on the part of the 7th respondent in sub-dividing the remaining portion and issue patta in favour of the petitioner.

8. In view of the above, this Court directs the 7th respondent to consider the petitioner's representations dated 18.10.2022 & 04.02.2023 and take action to sub-divide the land and thereafter, issue patta in favour of the petitioner within a period of 8 weeks from the date of receipt of a copy of this order.



9. With the above direction, this writ petition is disposed of. No cost.

Consequently, the connected miscellaneous petition is also closed.

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22-04-2026

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. Union Of India

Rep. by the Secretary, Ministry of Road
Transport and National Highways, Central
Secretariat, No.234, South Block, Delhi.

2. The State Of Tamil Nadu

Rep. by the Secretary to the Government,
Revenue Department, Secretariat, Fort St.
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3. The National Highways Authority Of India,

Rep. by its Chairman, G 5 and 6 Sector-10,
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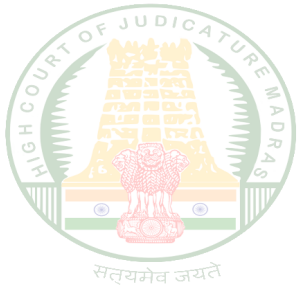
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KRISHNAN RAMASAMY J.
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