

WP(MD). No.5805 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 01/07/2026

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THE HONOURABLE MRS. JUSTICE S.SRIMATHY

WP(MD). No.5805 of 2026 and
WMP(MD).No.4832 of 2026

Moorthi

... Petitioner

Vs

1. The Revenue Divisional Officer,
Melur,
Madurai District.

2. The Tahsildar,,
Madurai East Taluk,
Madurai District.

3. The Station House Officer,,
Appanthirupathi Police Station,
Madurai.

4. Mohamed Elyas
5. Mohamed Ashique Mustafa
6. Mohamed Mustafa Haris

... Respondents

PRAYER :- Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Mandamus directing the 1st respondent to consider and pass orders on the petitioners statutory appeal dated 27.02.2026 against the order made by the 2nd respondent in FL.No. 019999/2025/S dated 20.02.2026, preferred under section 11 of the Tamil Nadu Survey and Boundaries Act, 1923 within the time that may



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be stipulated by this Honble Court and consequently to forbear the respondents from implementing the order of the 2nd respondent in FL.No.019999/2025/S dated 20.02.2026.

For Petitioner : Mr.. M.Arsathul Hameed,
Advocate.
For Respondents 1 & 2 : Mr.I. Pinayagash
Counsel for State
For respondent No.3 : Mr. J. Vishnu
Government Advocate (Crl. side)
For respondents 4 & 6 : Mr. A. Hajamohideen
For respondent No.5 : Mr. A. Balaji

ORDER

This Writ Petition has been filed seeking the issuance of a Writ of Mandamus directing the 1st respondent to consider and dispose of the petitioner's statutory appeal dated 27.02.2026, preferred under Section 11 of the Tamil Nadu Survey and Boundaries Act, 1923, against the order passed by the 2nd respondent in F.L. No. 019999/2025/S dated 20.02.2026, within a time frame to be fixed by this Court, and consequently, to forbear the respondents from implementing the said order of the 2nd respondent pending disposal of the statutory appeal.

2. The grievance of the petitioner is that patta has been issued in

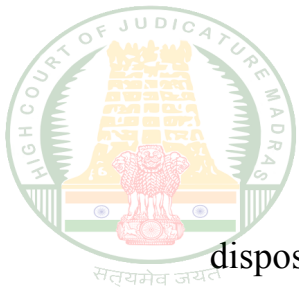


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favour of Respondents 4 to 6, which, according to the petitioner, ought not to have been granted. Aggrieved by the order passed by the 2nd respondent in F.L. No. 019999/2025/S dated 20.02.2026, the petitioner has preferred a statutory appeal dated 27.02.2026 before the 1st respondent under Section 11 of the Tamil Nadu Survey and Boundaries Act, 1923.

3. Pending disposal of the statutory appeal, the official respondents have initiated steps to survey the property on the strength of the impugned order. Taking note of the above circumstances, this Court had granted an interim order of status quo in respect of the proposed survey. The said interim order shall continue to remain in force until the disposal of the statutory appeal.

4. Considering the facts and circumstances of the case, and without expressing any opinion on the merits of the rival claims, this Court directs the 1st respondent to take up the statutory appeal dated 27.02.2026, issue notice to the petitioner and respondents 4 to 6, afford them a reasonable opportunity of hearing, conduct the enquiry, and



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dispose of the appeal by passing a reasoned and speaking order, strictly in accordance with law, within a period of nine (9) weeks from the date of receipt of a copy of this order. Since the learned counsel appearing for all the parties submitted that they are ready to participate in the enquiry, they shall extend their full cooperation to the 1st respondent to enable early disposal of the appeal.

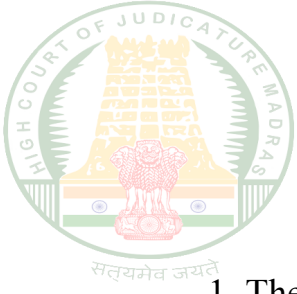
5. With the above directions, this Writ Petition stands disposed of. Consequently, the interim order of status quo granted by this Court shall continue until the disposal of the statutory appeal by the 1st respondent. No costs.

01.07.2026

Index : yes / no
Internet : yes / no

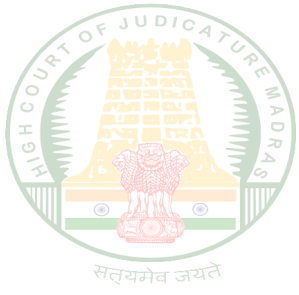
TO

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S.SRIMATHY,J

trp

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