

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Thursday, the Twentieth day of April Two Thousand and Twenty Three

PRESENT

WEB COPY

The Hon`ble Mr.Justice C.V.KARTHIKEYAN

WP (MD) Nos.9060 & 9061 of 2023

M.GANDHIMATHI JAYAKUMARI

... PETITIONER
IN WP (MD) .9060/2023

MALLIGA

... PETITIONER
IN WP (MD) .9061/2023

Vs

- 1 THE STATE OF TAMIL NADU
REP BY ITS, THE SECRETARY TO GOVERNMENT,
DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT,
FORT ST. GEORGE, CHENNAI 9.
- 2 THE COMMISSIONER OF LAND ADMINISTRATION,
EZHILIGAM, CHEPAUK, CHENNAI 5.
- 3 THE DISTRICT COLLECTOR
TRICHIRAPPALLI DISTRICT, TRICHIRAPPALLI.
- 4 THE COMMISSIONER
TRICHIRAPPALLI CITY CORPORATION,
TRICHIRAPPALLI.
- 5 THE TAHSILDAR
TRICHY WEST TALUK, TRICHIRAPPALLI,
TRICHIRAPPALLI DISTRICT.

... RESPONDENTS
IN BOTH PETITIONS

PRAYER IN WP (MD) .9060/2023:

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Writ of Mandamus, directing the respondents 3 and 4 to survey the petitioner's property in survey no. 20/2 at 6th Cross Street, Shanmuga Nagar, Uyyakondan Thirumalai, Trichy pursuant to the representation of the petitioner dated 13.03.2023 consequently directing the respondents to remove the board put up the 4th respondent.

Prayer in WP (MD) . 9061/ 2023 :

To issue a Writ of Mandamus, directing the respondents 3 to 5 to survey the petitioner's property in survey No.20/2 at 6th Cross



Street, Shanmuga Nagar, Uyyakondan Thirumalai, Trichy pur to the representation of the petitioner dated 13.03.2023 consequently directing the respondents to remove the board put up the 4th respondent.

ORDER : These petitions coming up for orders on this day, upon perusing the petitions and the affidavits filed in support thereof and upon hearing the arguments of M/S.ILLANCHEZIAN.V, Advocate for the petitioner in both Petitions and of Mr.D.S.NEDUNCHEZHIAN, Government Advocate on behalf of the Respondents No.1 to 3 & 5 in both Petitions and Mr.K.R.KISHORE, Advocate for M/s.R.B.ASSOCIATES, for the 4th Respondent in both Petitions, the court made the following order:-

The S.No.20/1 is categorized as 'Nandavanam', S.No.20/3 is categorized as 'Vaikkal'. The petitioner cannot claim any title in those survey numbers, but can seek right in S.No.20/2.

2.A direction is given to the fifth respondent/Tahsildar, Trichy West Taluk, Trichirappalli District, in the presence of the two writ petitioners to conduct survey of the lands at S.Nos.20/1, 20/2, 20/3 at 6th Cross Street, Shanmuga Nagar, Uyyakondan Thirumalai, Trichy.

3.Let a sketch be produced before this Court in respect of S.Nos.20/1, 20/2 and 20/3. The lands of the petitioner are to be demarcated and shown to this Court.

4.This exercise of survey should be conducted and a report is to be presented before this Court on 16.06.2023. Till then, both the writ petitions are kept pending and no activity should be commenced by the respondent in S.No.20/2.

5.If the fifth respondent does not file the report on 16.06.2023, he should appear in person before this Court.

sd/-
20/04/2023

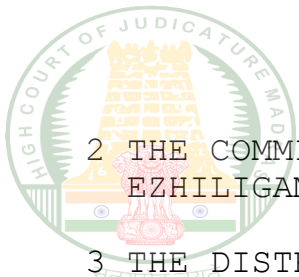
/ TRUE COPY /

/04/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNM
TO

1 THE SECRETARY TO GOVERNMENT,
THE STATE OF TAMIL NADU
DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT,
FORT ST. GEORGE, CHENNAI 9.



2 THE COMMISSIONER OF LAND ADMINISTRATION,
EZHILIGAM, CHEPAUK, CHENNAI 5.

3 THE DISTRICT COLLECTOR
TRICHIRAPPALLI DISTRICT, TRICHIRAPPALLI.

4 THE COMMISSIONER
TRICHIRAPPALLI CITY CORPORATION,
TRICHIRAPPALLI.

5 THE TAHSILDAR
TRICHY WEST TALUK, TRICHIRAPPALLI,
TRICHIRAPPALLI DISTRICT.

**ORDER
IN**

WP (MD) Nos. 9060 & 9061 of 2023

Date : 20/04/2023

SA/MMS/SAR.1/25.04.2023/3P/6C