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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.06.2023

CORAM

THE HONOURABLE MR.JUSTICE **C.V.KARTHIKEYAN**

W.P.(MD)No.9487 of 2023

M.Ahamed Masthan

... Petitioner

vs.

1.The District Collector,
Ramanathapuram, Ramanathapuram District.

2.The Tahsildar,
Taluk Office, Kadaladi Taluk,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the respondents to survey and fix the boundary of the above mentioned properties and transfer the patta to petitioner's name instead of petitioner's father name for the properties situated in the above said survey numbers at Aappanoor Village, A.Poonavasal Village, K.Veppenkulam Village and S.Tharaikudi Village in Kadaladi Taluk, Ramanathapuram District in the light of the petitioner's last representation, dated 05.09.2022 within a stipulated time fixed by this Court.



For Petitioner :No appearance
For Respondents :Ms.D.Farjana Ghousia
Special Government Pleader

ORDER

Heard Ms.D.Farjana Ghousia, learned Special Government Pleader for the respondents.

2.The Writ Petition originally came up for hearing on 24.04.2023. On that date, Ms.D.Farjana Ghousia, learned Special Government Pleader had stated that there is a joint patta and some of the pattadhars had given an application before the Sub Collector, Ramanathapuram, and some have given the same application before the Tahsildar. It was also represented that O.S.No.61 of 2021 was pending before the Additional Sub Court at Paramakudi.

3.A perusal of the records would show that none of the joint pattadhars have been impleaded as parties in the Writ Petition.

4.The learned Counsel for the petitioner was not present on the



earlier occasion and is not present again today.

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5.The Writ Petition stands dismissed, since the petitioner had not impleaded any of the joint pattadhars as parties to the Writ Petition and also because there is a Civil Suit pending and any relief can be granted only on the nature of the judgment in the said Civil Suit. No order as to costs.

Index :Yes / No
Internet :Yes
NCC : Yes/No

05.06.2023

cmr

To

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2.The Tahsildar,
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C.V.KARTHIKEYAN, J.

cmr

Order made in
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