



W.P(MD)No.21052 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 21.08.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.21052 of 2015

L.Chidambaram

... Petitioner

Vs.

1.The District Collector,
Sivagangai District,
Sivagangai.

2.The District Revenue Officer,
Sivagangai District,
Sivagangai.

3.The Revenue Divisional Officer,
Sivagangai District, Sivagangai.

4.The Thasildar,
Kalayarkoil Taluk,
Sivagangai District.

5.S.Vaitheeswaran

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the



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3rd respondent to consider the representation of the petitioner dated 28.10.2015 to change of Patta in the name of “Kalayarkoil Pasumadam” in respect of the property situated in Sivagangai District, Kalayarkoil Taluk, 118 Somanathamangalam village Group Natham Patta No.251 in S.No.401/8 to the extent of Acre 0.08.65 sq. Meter.

For Petitioner : Mr.V.Kannan

For Respondents : Mr.S.RA.Ramachandran,
Addl. Government Pleader for R1 to R4.
Mr.R.A.Mohanram for R5.

ORDER

Heard the learned counsel on either side.

2.The petitioner wants this Court to direct the Tahsildar, Kalayarkovil Taluk to consider his representation for effecting mutation in the patta in respect of the petition mentioned property as Kalayarkovil Pasumadam. The said property is comprised in Old S.No.181/1, Somanathamangalam Village, Kalayarkovil Taluk. It has been classified as grama nathan in the “A” register. During UDR, Old S.No.181/1 was sub-divided and renumbered as S.No.401/8. The name of one



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Senthilnathan Chettiar, the father of the fifth respondent was incorporated. S.No.401/8 measures 21 cents. Normally, while issuing natham patta in respect of land classified as grama natham, the extent ranges around 4 to 5 cents. Be that as it may, in writ proceedings, it is not possible for this Court to go into contested issues. Since the name of “Kalayarkovil Pasumadam” was not there originally in the revenue record, it is not possible for Writ Court to give any direction to the jurisdictional Tahsildar. I grant liberty to the writ petitioner or any other interested person to file an appropriate civil suit in this regard. I leave open all the contentions of both the parties.

3.With this liberty, this writ petition is disposed of. No costs.

21.08.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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