



W.P(MD)No.24496 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 10.10.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.24496 of 2023

and

W.M.P(MD)No.20676 of 2023

C.Mayakkal

... Petitioner

Vs.

- 1.The State represented by
The Secretary,
Department of Revenue and
Disaster Management,
St.George Fort,
Chennai – 600 009.
- 2.The Commissioner of Land Administration (CLA),
Department of Land Administration,
2nd Floor, Ezhilagam,
Chepauk, Chennai – 600 005.
- 3.The District Collector,
Theni District,
Theni.
- 4.The Revenue Divisional Officer,
Periyakulam,
Theni District.



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5.The Tahsildar,
Periyakulam Taluk,
Theni District.

6.The Revenue Inspector,
Vadaveeranayakkanpatti,
Periyakulam Taluk,
Theni District – 625 531.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to grant house site patta to the petitioner's property in Survey No.1255/2A and 1257/1A part, Vadaveera nayakkanpatti, Periyakulam Taluk, Theni District - 625531 to the extent of 2.5 cents as per the representation submitted by the petitioner dated 11.05.2023.

For Petitioner : Mr.K.K.Kannan

For Respondents : Mr.S.RA.Ramachandran
Additional Government Pleader

ORDER

Heard both sides.

2. The petitioner wants her application for issuance of free house site patta to be considered.



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3. When the matter was taken up for hearing, the learned Additional Government Pleader submitted that on 21.09.2023, order under Section 6 of the Tamil Nadu Land Encroachment Act, 1905 had already been passed. Unless the said order is interfered with by the Hon'ble Division Bench, this Court will not be justified in giving any direction to the jurisdictional Tahsildar to consider the petitioner's application.

4. The petitioner is given liberty to approach this Court again after she exhausts her remedies against the order passed under Section 6 of the Tamil Nadu Land Encroachment Act, 1905.

5. This writ petition stands dismissed with the aforesaid liberty to the petitioner. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

10.10.2023

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

MGA

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G.R.SWAMINATHAN, J.

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