

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22-06-2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.17695 of 2015

N.Sarasu

.. Petitioner

vs

- 1.The District Revenue Officer
O/o. District Collector
Salem 636 001
 - 2.The Revenue Divisional Officer
Mettur Division, Salem District
 - 3.The Tahsildar
Omalur Taluk, Salem District
 - 4.Kaliappan
 - 5.Eswaran
 - 6.Udayasuriyan
 - 7.Davamani
- .. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondents 1 and 2 to consider and pass orders on the Appeal dated 4.5.2015, preferred by the petitioner to cancel the patta issued by the third respondent in favour of the respondents 4 to 7 in respect of the property comprised in S.No.88/2, measuring about 1.28.50, S.No.89/1A measuring about 1.14.50, S.No.89/1B measuring about 0.16.00 of agricultural land situated at Nadupatti, Omalur Taluk, Salem District.

For Petitioner : Mr.A.Nagarathinam

For Respondents : Mr.V.Subbiah
Special Government Pleader
for RR1 to 3

ORDER

By consent, the writ petition itself is taken up for final disposal.

2.The petitioner would state that her husband is the owner of the agricultural lands comprised in Survey No.88/2, measuring about 1.28.50; Survey No.89/1A measuring about 1.14.50, and Survey No.89/1B measuring about 0.16.00, situated at Nadupatti, Omalur Taluk, Salem District, and it was purchased by means of a sale deed dated 4.12.1950, bearing Document No.240 of 1950, and after his demise, his sons had succeeded to the said estate.

3.The grievance expressed by the petitioner, is that during the resurvey of the land under UDR Scheme, the third respondent wrongly issued patta in favour of one Periyanna Gounder and the sons of the petitioner's husband, and they are described as sons of Kaliyanna Goundar and the petitioner pointing out the said mistake, submitted a representation dated 4.5.2015, to the respondents and though it was received, no orders have been passed and hence, she came forward to file this writ petition.

4.Heard the submissions of the learned Counsel appearing for the petitioner, and Mr.V.Subbiah, learned Special Government Pleader, who accepted notice on behalf of the respondents.

5.This Court, without going into the merits of the representation, directs the first respondent to consider and dispose of the petitioner's representation dated 4.5.2015, in accordance with law, after putting on notice, the persons concerned, within a period of eight weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner and the persons concerned. The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

nsv

To:

- 1.The District Revenue Officer
O/o. District Collector
Salem 636 001
- 2.The Revenue Divisional Officer
Mettur Division, Salem District
- 3.The Tahsildar
Omalar Taluk, Salem District

+1cc to the Government Pleader, S.R.No.30685

AD(CO)
EU(02/07/2015)

W.P.No.17695 of 2015