

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 05.03.2015

CORAM

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

W.P. No.15141 of 2014

P.Shanmugam

.. Petitioner

Vs.

1.The District Collector
Villupuram.

2.The Tahsildar
Villupuram.

.. Respondents

PRAYER : Petition filed Under Article 226 of the Constitution of India praying to issue Writ of mandamus to direct the second respondent to mutate the revenue records in respect of Survey Nos.104/1 and S.No.110, measuring an extent of 32 ft. east west and 32 ft. north south 1024 sq.ft. situate at Poonthottam village, Villupuram taluk and thereby issue separate patta for the petitioner on the basis of last representation given by the petitioner on 18.2.2008.

For Petitioner : Mr.N.Suresh

For Respondents : Mr.R.Vijayakumar

Addl.Government Pleader

O R D E R

By consent of the learned counsel on either side, the writ petition is taken up for final disposal.

2.Heard Mr.N.Suresh, learned Counsel appearing for the petitioner and Mr.R.Vijayakumar, learned Additional Government Pleader appearing for the respondents.

3.The petitioners seek for issuance of writ of mandamus to direct the second respondent to mutate the revenue records in respect of Survey Nos.104/1 and S.NO.110, measuring an extent of 32 ft. east west and 32 ft. north south 1024 sq.ft. situate at Poonthottam village, Villupuram taluk and thereby issue separate patta for the petitioner on the basis of last representation given by the petitioner on 18.2.2008.

4. According to the petitioner, he purchased the property on 16.2.2000 and the same has been registered as Doc. No.457/2000 on the file of Joint Sub Registrar No.2, Villupuram and he is in possession and enjoyment of the property and also paying tax to the local Panchayat. The petitioner would further submit that though he has given several representations for grant of separate patt, his request has not been considered and during 2009, the second respondent sent a notice calling upon him to appear before him along with all documents on 26.3.2009 and accordingly, the petitioner appeared before the second respondent on the said date and produced all documents. It is stated that the petitioner has also given petitions to the first respondent on 27.8.2007 and 18.2.2008, in this regard. But, till date no action has been taken. Hence, the petitioner has come forward with this writ petition for the aforementioned relief.

6. Considering the limited scope of the prayer made by the learned counsel for the petitioner, the second respondent is directed to consider the representation submitted by the petitioner dated 18.02.2008 and after hearing the petitioner and any other person if aggrieved, pass appropriate orders on merits and in accordance with law, within a period of three months from the date of receipt of a copy of this order.

The Writ Petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

rpa

To

1. The District Collector
Villupuram.

2. The Tahsildar
Villupuram.

W.P. No.15141 of 2014

MP(CO)
Eu 19.03.15