

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.08.2015

CORAM:

THE HONOURABLE MR. SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

Writ Petition No.24818 of 2015

Arungunam S. Vinayagam

... Petitioner

vs.

1. The State Government of Tamilnadu
Rep. by its Chief Secretary/
Vigilance Commissioner
St. George Fort,
Secretariat
Chennai-600 009.
2. The Principal Secretary
Revenue Department
St. George Fort
Secretariat, Chennai-600 009.
3. The Secretary
Adi Dravidar Welfare Department
St. George Fort
Secretariat, Chennai-600 009.
4. The Commissioner
Land Administration
Chepauk, Chennai-600005.
5. The Commissioner
Scheduled Caste and Scheduled Tribe
Department, Chepauk
Chennai-600 005.

6. The Chairperson
State Scheduled Caste and Scheduled Tribe
Commission,
Nungambakkam, Chennai-6.
7. The Secretary
National Commissioner for Scheduled Castes
5th Floor, Lok Nayak Bhawan, Khan Market
New Delhi-110 003.
8. The Secretary
National Commissioner for Scheduled Tribe
5th Floor, Lok Nayak Bhawan, Khan Market
New Delhi-110 003.
9. The Secretary
National Human Rights Commission
Manav Adhikar Bhawan
C-Block, G.O.P. Complex
INA, New Delhi-110 023.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 16.07.2015 and thereby direct the respondents to constitute a Commission or a Committee presiding by the Chief Secretary Ranking with inclusive of Officials of National Commission for SC/ST and National Human Rights Commission to identify the Panjami lands which are under the control, possession and enjoyment of non SC/ST people in all over Tamil Nadu and restore the same to its original position and thereby direct the respondents to distribute the said lands to the poor Scheduled Caste and Scheduled Tribe People within a stipulated period of time.

For Petitioner : Arungunam S.Vinayagam
Party-in-person

For Respondents : Mr. S.T.S. Murthi
Govt. Pleader assisted by
Mr. V. Shanmughasundar
Govt. Advocate for R1 to R6
Mr. Su. Srinivasan
Asst. Solicitor General for R7 to R9.

O R D E R

(Made by The Hon'ble The Chief Justice)

The petitioner seeks to raise a larger issue without really getting into specifics of the lands which are earmarked for Scheduled Caste and Scheduled Tribe Community being occupied by persons not belonging to the Community. It is admitted that various petitions were filed, where directions have been issued to restore the land. However, the petitioner states that the Government should itself constitute a Committee to verify the position in each district to ensure that all the land meant for Scheduled Caste and Scheduled Tribe Community is actually utilised for their benefit. In this behalf, a representation dated 16.07.2015 has been made.

2. We are of the view that since this issue is cropping up again and again in different petitions, it would be just and necessary that the State Government constitutes a Centralised Committee to verify the position of allotment of such land in different districts to ensure that the beneficiaries actually get the land and the representation dated 16.07.2015 be accordingly disposed of within a maximum period of six weeks from the date of receipt of a copy of this order by the first respondent/third respondent.

3. The writ petition accordingly stands disposed of. No costs.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

ATR

Copies to;

1. The Chief Secretary/Vigilance Commissioner
to the Government of Tamilnadu
St. George Fort, Secretariat
Chennai-600 009.

2. The Principal Secretary
Revenue Department
St. George Fort
Secretariat, Chennai-600 009.
3. The Secretary
Adi Dravidar Welfare Department
St. George Fort
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Manav Adhikar Bhawan
C-Block, G.O.P. Complex
INA, New Delhi-110 023.

+1cc to Mr.Arungunam S.Vinayagam, Party-in-Person, S.R.No.42479

+1cc to the Government Pleader, S.R.No.42045

W.P. No. 24818 of 2015

RJ(CO)
CA(17/08/2015)