

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.11.2015

CORAM:

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI  
and  
THE HON'BLE DR. JUSTICE P. DEVADASS

W.P. No.36773 of 2015

M. Rajendran

Petitioner

Vs.

1 The District Collector  
Villupuram District  
Villupuram

2 The Tahsildar  
Kallakurichi Taluk  
Kallakurichi  
Villupuram District

3 Deivasigamani  
4 Velu  
5 Aaramudhu

Respondents

Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of mandamus directing the respondents 1 and 2 to cancel the patta issued in favour of the father of the respondents 3 to 5 in respect of the patta poramboke land/Jilla road comprised in Survey No.117A3, Pukiravari Pudhur Village, Kallakurichi Taluk, Villupuram District and to recover that land from the respondents 3 to 5 for the usage as a pathway to the residents of the Pukivari Pudhur Village as per the judgment made in A.S. No.208 of 2002 on the file of the Additional District Sub-Court (Fast Track Court), Kallakurichi, by considering the petitioner's representation dated 08.12.2014 within a specified time.

For petitioner Mr. S. Vijayan

For RR 1 & 2 Mr. P.S. Sivashanmugasundaram  
Spl. Govt. Pleader

ORDER

(delivered by SATISH K. AGNIHOTRI, J.)

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to file an appeal under Section 12 of the Tamil Nadu Patta Pass Book Act, 1983 and has also made an endorsement to that effect as under:

"I may be permitted to withdraw the above petition with liberty to make appeal to the appellate authority provided under the Act."

2 In view of the above submission and endorsement made by the learned counsel for the petitioner, this writ petition is dismissed as withdrawn, with liberty as aforesated, if so advised. No costs.

Sd/  
ASSISTANT REGISTRAR (CS-III)

/TRUE COPY/

SUB-ASSISTANT REGISTRAR

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To

1 The District Collector  
Villupuram District  
Villupuram

2 The Tahsildar  
Kallakurichi Taluk  
Kallakurichi  
Villupuram District

+1 CC to MR.Vijayan Advocate. SR.NO. 63086  
+1 CC to Govt.Pleader. SR.NO.62903

W.P. No.36773 of 2015

CO-MG

JD 08/12/2015