

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2015

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.5950 of 2015

1.Arumbal
2.A.Gengachalam
3.A.Samidurai
4.A.Venkatesan ... Petitioners

Vs.

1.The Tahsildar
Kallakuruchi Taluk,
Villupuram District,
Villupuram.
2.The District Collector,
Villupuram District,
Villupuram. ... Respondents

Prayer:

Petition filed under section 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to issue patta/ assignment for the property comprised in S.No.97/1, situated at Kongarapalayam Village, Kallakuruchi Taluk, Villupuram District, measuring an extent of 7.98 Acres in favour of the petitioner's in view of the continuous possession and enjoyment of the property.

For Petitioners : Mr.S.Sivakumar
For Respondents : Mr.V.Jayaprakash Narayanan
Special Government Pleader

O R D E R

Heard Mr.S.Sivakumar, learned counsel for the petitioners and Mr.V.Jayaprakash Narayanan, learned Special Government Pleader appearing for the respondents. With the consent of the learned counsel on either side, the writ petition is taken up for final disposal.

2.Petitioners seeks for issuance of Writ of Mandamus directing the respondents to issue patta/ assignment for the property comprised in S.No.97/1, situated at Kongarapalayam Village, Kallakuruchi Taluk, Villupuram District, measuring an extent of 7.98 Acres in favour of

the petitioners in view of the continuous possession and enjoyment of the property.

3. Admittedly, the land in question is Government poromboke land. Hence, there cannot be any positive direction to the respondents to grant patta to the petitioners. Petitioners claim to be in possession of the property since 1994 and produced certain kist receipts to show that he is residing in property.

4. In the light of the above, while declining to grant the relief sought for by the petitioners, liberty is granted to the petitioners to pursue their representation before the first respondent which shall be considered in accordance with law.

5. This writ petition is dismissed with the above observation. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Tahsildar
Kallakuruchi Taluk,
Villupuram District,
Villupuram.

2. The District Collector,
Villupuram District,
Villupuram.

+ 1 cc to Ms.S. Sivakumar, Advocate SR.12128
+ 1 cc Government Pleader Sr.12588

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RSI (CO)
EU 18.03.2015