

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.7.2015

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.23539 of 2012

M.Sarangapani

.. Petitioner

vs.

1. The Principal Secretary to Government
Department of Revenue
Government of Tamil Nadu
Fort St. George, Chennai - 600 009
 2. The Inspector General of Registration
Mandaveli, Chennai - 600 028
 3. The District Collector
Villupuram District
Villupuram 606 001
 4. Mr.Ramalingam
s/o.Kedilan
Melur Village
Kallakurichi Taluk
Villupuram District - 606 201
 5. The Revenue Divisional Officer
Kallakurichi Taluk
Villupuram District
(R5 was impleaded suo motu as
per order dated 27.7.2015 by
MJJ in W.P.No.23539 of 2012)
- .. Respondents

This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondent to dispose the representation of the petitioner dated 10.4.2012.

For petitioner : Mr.M.Palanimuthu

For respondents : Mr.R.Ravichandran
AGP for R1 to R3
Mr.A.G.Rajan
Ms.V.Vanitha for R4

O R D E R

At this stage of the hearing of the writ petition, the learned counsel appearing for the petitioner had submitted that in spite of the fact that the District Collector, the third respondent herein, had forwarded the representation submitted by the petitioner, dated 10.4.2012, to the Revenue Divisional Officer, on 16.4.2012, the said authority had not disposed of the same, till date. The learned counsel appearing on behalf of the petitioner had further submitted that it would suffice, if a direction is issued to the fifth respondent to pass orders on the representation of the petitioner, dated 10.4.2012, on merits and in accordance with law, expeditiously. The learned counsels appearing on behalf of the respondents have no objection for this court passing such an order.

2. In such circumstances, this Court finds it appropriate to direct the fifth respondent to consider the representation of the petitioner, dated 10.4.2012, if it is otherwise in order, and dispose of the same, as expeditiously as possible. However, if it is found that the relief prayed for by the petitioner, in his representation, involves disputed issues, relating to the civil dispute, which has to be decided by the civil forum, it would be open to the fifth respondent to dispose of the representation stating that it would be open to the parties to settle their disputes before the appropriate civil forum or authority, in the manner known to law. The petitioner shall furnish a copy of the representation, dated 10.4.2012, to the fifth respondent, along with a copy of this order. It is made clear that this Court has not expressed any opinion on the merits of the matter. The Writ Petition is disposed of, with the above directions. No costs.

Sd/-
Asst.Registrar (CS III)

/true copy/

सत्यमेव जयते

Sub Asst. Registrar

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To:

1. The Principal Secretary to Government
Department of Revenue
Government of Tamil Nadu
Fort St. George, Chennai - 600 009
2. The Inspector General of Registration
Mandaveli, Chennai - 600 028

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3. The District Collector
Villupuram District
Villupuram 606 001

4. The Revenue Divisional Officer,
Kallakurichi Taluk,
Villupuram District.

+1 cc to Mr.A.G.Rajan, Advocate, sr.38290
+1 cc to Government Pleader, sr.38407

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sv(co)
kra(25/08)



27.7.2015

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