

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:10.08.2015

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH

W.P.No.15368 of 2013
and M.P.No.1 of 2013

R.Kala .. Petitioner

Vs

- 1.The State of Tamil Nadu,
rep. by its Chief Secretary,
Chennai.
- 2.The District Collector,
Villupuram District, Villupuram.
- 3.The Tahsildar,
Ulundurpet.
- 4.Thangarasu .. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of Certiorarified Mandamus to call for the records of the third respondent in issuance of joint patta in favour of petitioner and fourth respondent in patta No.2218 in respect of R.S.441/2A - 42 cents situate at Velur Village, Ulundurpet Taluk, and quash the same and thereby direct the respondents 2 and 3 to restore the above said land in the exclusive patta of the petitioner in patta No.2093 of Velur Village, Ulundurpet Taluk.

For Petitioner .. Mr.N.Suresh

For Respondents .. Mr.A.Kumar,
Spl.Govt.Pleader for R1 to R3
Mr.T.Gandhi for R4

ORDER

The grievance of the petitioner is that for the property belonging to the petitioner, a joint patta has been issued by the third respondent in favour of the fourth respondent and the petitioner, without hearing the petitioner. If that is the case, the petitioner can seek cancellation of the said joint patta before the very same authority.

2. Accordingly, the writ petition stands disposed of, giving liberty to the petitioner to make a detailed representation to the third respondent, seeking to rectify the joint patta issued by the third respondent. As and when such a representation is made, the third respondent will have to pass appropriate orders by conducting enquiry and after affording an opportunity of personal hearing to the petitioner as well as the fourth respondent, within a period of eight weeks thereafter. No costs. consequently, connected miscellaneous petition is closed.

Sd/-
Asst.Registrar (J)

/true copy/

Sub Asst. Registrar

To

1.The Chief Secretary,
State of Tamil Nadu,
Chennai.

2.The District Collector,
Villupuram District,
Villupuram.

3.The Tahsildar,
Ulundurpet.

+1 cc to Mr.N.Suresh Advocate sr.41759

+1 cc to Mr.T.Gandhi, Advocate sr.41571

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