



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.09.2015

C O R A M

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P(MD) No.1924 of 2014

R.G.Ramesh

... Petitioner

Vs.

1.The District Collector,
Dindigul District,
Dindigul.

2.The Commissioner,
Palani Municipality,
Dindigul District.

3.R.Natchimuthu

4.Sakundala

... Respondents

Prayer:Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus, directing the second respondent to cancel the assessment in Nos.15819, 16246 in favour of the respondents No.3 & 4 and consequentially to restore the name of the petitioner's grandfather viz., Ramasamy in furtherance of the proceedings of the second respondent in Na.Ka.No.2288/2013/C2, dated 22.07.2013.

For petitioner

...Mr.Mohammed Ashiff

for Ajmal Associates

For R1

...Mr.M.Alagathevan

Special Government Pleader

For R2

... Mr.G.Arjunan

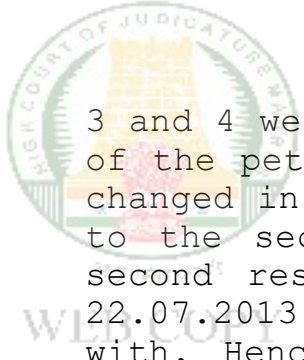
For R3

... Mr.C.Sundaravadivel

O R D E R

The writ petition has been filed for a writ of mandamus, directing the second respondent to cancel the assessment in Nos.15819, 16246 in favour of the respondents Nos.3 & 4 and consequently to restore the name of the petitioner's grandfather viz., Ramasamy in furtherance of the proceedings of the second respondent in Na.Ka.No.2288/2013/C2, dated 22.07.2013.

2.According to the petitioner, the property in question originally belonged to his grand father. After death of his grand father, his children including petitioner's father and respondents



3 and 4 were inherited the same along with others. Behind the back of the petitioner, the respondents 3 & 4 got the assessment order changed in their name. Hence, the petitioner gave a representation to the second respondent on 28.02.2013 to cancel the same. The second respondent issued notice in Na.Ka.No.2288/2013/C2, dated 22.07.2013 for enquiry. Subsequently, enquiry was not proceeded with. Hence, the petitioner has come out with the present writ petition.

3.From the records, it is seen that the second respondent issued notice for enquiry based on the complaint given by the petitioner and the enquiry was not conducted.

4.In view of the same, the second respondent is directed to proceed with the enquiry and pass orders on the same after giving notice to the petitioner and the respondents 3 and 4, within a period of twelve weeks from the date of receipt of a copy of this order.

5.With the above direction, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(CO)

/True copy/

Sub Assistant Registrar

am

To

1.The District Collector,
Dindigul District,
Dindigul.

2.The Commissioner,
Palani Municipality,
Dindigul District.

+1cc to M/S.AJMAL ASSOCIATES ADVOCATE SR NO.51679

+1CC TO SPECIAL GOVERNMENT PLEADER SR NO.51820

W.P(MD)No.1924 of 2014
03.09.2015

RG.23.09.2015/GSV/ 2P/5C