



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.12.2015

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition (MD) No.21645 of 2015

Karuppiah

... Petitioner

Vs.

1. The District Collector,
Office of the District Collector,
Sivagangai.

2. The Revenue Divisional Officer,
Revenue Divisional Office,
Sivagangai District.

3. The Tahsildar,
Manamadurai Taluk,
Sivagangai District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, to direct the respondents to consider the petitioner's representation dated 17.11.2015 and to direct the third respondent to issue patta in the petitioner's name for the land to an extent of 0.09.0 ares (ie., 27 cents) at S.No.233/7, K.K.Pallam group, Manamadurai Taluk, Sivagangai District.

For Petitioner	: Mr.R.Senthil Kumar
For Respondents	: Mr.M.Murugan Government Advocate

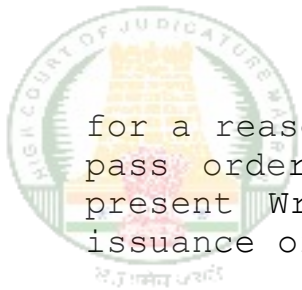
ORDER

The petitioner seeks for a Mandamus directing the respondents to consider his representation dated 17.11.2015 and to direct the third respondent to issue patta in the name of the petitioner in respect of the land referred to in the Writ Petition.

2. Mr.M.Murugan, learned Government Advocate takes notice for the respondents.

<https://hcservices.ecourts.gov.in/hcservices/>

3. Having given the representation only on 17.11.2015 seeking for grant of patta, the petitioner without even waiting



for a reasonable time for the authorities to consider his case and pass orders, has hurriedly approached this Court and filed the present Writ Petition on 2nd December, 2015 itself seeking for issuance of Mandamus as stated supra.

4. In my considered view, this sort of approach has to be highly depreciated, as the power of this Court under Article 226 of the Constitution of India to issue directions to the officials cannot sought to be misused like the present Writ Petition filed by the petitioner. Needless to say that only when the third respondent has not considered the request within a reasonable time, the petitioner can approach this Court and seek for the relief. In this case, it is not so. Therefore, this Writ Petition is dismissed as highly pre-mature, however, with liberty to the petitioner to approach this Court, if the application of the petitioner is not considered and decided on merits and in accordance with law within a reasonable time. No costs.

Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Office of the District Collector,
Sivagangai.
2. The Revenue Divisional Officer,
Revenue Divisional Office,
Sivagangai District.
3. The Tahsildar,
Manamadurai Taluk,
Sivagangai District.

+ 1 CC TO MR.R.SENTHIL KUMAR, ADVOCATE IN SR NO. 69517
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR NO. 69375

PS

TE/PM/ 10/12/2015 : 2P/6C

W.P (MD) No.21645 of 2015
04.12.2015