



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED :29.04.2015

CORAM
THE HONOURABLE MR.JUSTICE.R.MAHADEVAN

W.P (MD) .No.7095 of 2015

M.Jeyaprakash

... Petitioner

Vs

1.The District Collector,
Collectorate, Madurai Road, Theni.

2.The Tahsildar,
Theni Taluk,
Theni.

... Respondents

This Writ Petition has been filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus directing the respondents to consider and pass orders on the petitioner representation dated 31.01.2015 in respect of granting separate patta for the property comprised in S.No.189/1A1A, Alli Nagaram Village, Theni Taluk, Theni District.

For petitioner : Mr.K.Govindarajan
For respondents : Mr.S.Chnadrasedkar
Govt.Advocate

ORDER

The petitioner has come forward with this Writ Petition for the issuance of separate patta for the lands possessed by him.

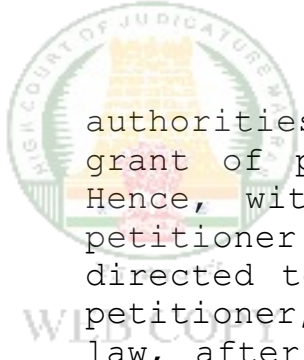
2. Mr.S.Chnadrasedkar, learned Govt.Advocate takes notice for the respondents.

3. By consent, this Writ Petition itself is taken up for final disposal.

4. The learned counsel appearing for the petitioner would submit that it would be suffice if the representation of the petitioner is disposed of, on merits and in accordance with law.

5. The learned Government Advocate appearing for the respondents has no objection in considering the representation of the petitioner.

6. Though the petitioner has sought for a Mandamus for the issuance of separate patta, issuing patta is nothing but a mere administrative act of the Revenue Department. It is one of the essential documents for sale of the property in question. Hence, while issuing patta to the applicant, the Revenue



authorities has to consider each and every aspect involved for the grant of patta, as it may very much affect the innocent owner. Hence, without going into the merits of the claim made by the petitioner in this Writ Petition, the second respondent is directed to pass appropriate orders, on the representation of the petitioner, dated 31.01.2015, on merits and in accordance with law, after giving notice to the interested parties and also after verifying the relevant records as on date, within a period of two months from the date of receipt of a copy of this order.

With the above direction, this Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar(Writ)

/True copy/

Sub Assistant Registrar

ssm

To

1.The District Collector,
Collectorate, Madurai Road, Theni.

2.The Tahsildar,
Theni Taluk,
Theni.

+1cc to MR. K.GOVINDARAJAN, ADVOCATE IN SR NO. 23436

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RG.27/05/2015 2P.4C.