



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :04.06.2015

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WEB COPY

THE HONOURABLE **MR. JUSTICE .R. MAHADEVAN**

W.P(MD) .No.8419 of 2015

M/s.Rahmathullah Sha Mosque Durga
Private Wakf-Ulal-Aulad,
Inam Samayapuram, Mannachanllur Taluk,
rep.by its Hereditary Trustee & Muthavalli,
Syed Jeelani,
rep. Through his Power of Attorney Holder,
Mr.Syed Asmath Batcha,
No.6C, Durgah Street, Thaikkal,
Kollidam, Seerkali (Taluk),
Nagapattinam District.

... Petitioner

Vs

- 1.The Settlement Officer,
O/o.The Commissioner and Director of
Survey and Settlement,
Chepauk, Chennai.
- 2.The Assistant Settlement Officer (North),
O/o.Survey and Settlement,
Chepauk, Chennai.
- 3.The State of Tamil Nadu,
rep.by its District Collector,
Trichy District, Trichy.
- 4.The Tashildar,
Mannachanallur Taluk,
Trichy District.

... Respondents

This Writ Petition has been filed praying for a Writ of Mandamus directing the fourth respondent to pass order on the petitioner's representation dated 07.11.2014 for issuing ryotwari patta to his land situated in S.No.208 of Samayapuram Village, Mannachanallur Taluk, Trichy District, within the time stipulated by this Court.

For petitioner : Mr.M.Vinoth Singh Misra

For respondents : Mr.M.Murugan
Govt.Advocate

ORDER

<https://hcservices.ecourts.gov.in/hcservices/>
The petitioner has come forward with this Writ Petition for the issuance of ryotwari patta for the lands possessed by him.



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

3. 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.

4. On notice, the learned Government Advocate appearing for the respondents has no objection in considering the representation of the petitioner, on merits.

5. Though the petitioner has sought for a Mandamus for the issuance of ryotwari patta, issuing patta is nothing but giving recognition of the lands possessed by the applicant. 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 fourth respondent is directed to pass appropriate orders, on the representation of the petitioner, dated 07.11.2014, 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. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1.The Settlement Officer, O/o.The Commissioner and Director of
Survey and Settlement, Chepauk, Chennai.

2.The Assistant Settlement Officer (North), O/o.Survey and Settlement,
Chepauk, Chennai.

3.The District Collector, The State of Tamil Nadu
Trichy District, Trichy.

4.The Tashildar, Mannachanallur Taluk, Trichy District.

TS/15.06.2015/2p-5c