

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.08.2016

CORAM:

THE HON'BLE MR. JUSTICE M.SATHYANARAYANAN

W.P.No.28141 of 2016

R.Manjunath

... Petitioner

Vs.

1. The Sub Collector,
Hosur,
Krishnagiri District.

2. The Tahsildar,
Denkanikottai Taluk,
Krishnagiri District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus, directing the first respondent to dispose the appeal filed by the petitioner dated 06.06.2016 and to issue the patta in the name of the petitioners situated in S.Nos.312/3, 760/1A, 769/1, 768/1 and 313/6 at Marthanapalli Village and S.Nos.17 and 18/1 at Kasi Agraharam Village, Denkanikottai Taluk.

For Petitioner : Mr.S.Doraisamy

For Respondents : Mr.S.V.Duraisolaimalai,
Additional Government Pleader

O R D E R

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

2. The petitioner on an earlier occasion, had approached this Court by filing W.P.No.2793 of 2016 against the second respondent herein praying for issuance of Writ of Mandamus, directing the said official to consider the applications dated 16.09.2015 and 31.12.2015 and issue patta in his name in respect of the lands situate in S.Nos.312/3, 760/1A, 769/1, 768/1 and 313/6 at Marthanapalli Village and S.Nos.17 and 18/1 at Kasi Agraharam Village, Denkanikottai Taluk and this Court, vide order dated 27.01.2016, had disposed of the said writ petition, directing the second respondent to pass appropriate

orders in accordance with law, after giving due notice to the parties concerned, within the stipulated time frame and accordingly, the second respondent, vide order dated 16.05.2016, has rejected the said request and challenging the legality of the same, the petitioner has filed an appeal before the first respondent and since it has not been given disposal, came forward to file this writ petition.

3. Heard the submissions of Mr.S.Doraisamy, learned counsel appearing for the petitioner and Mr.S.V.Duraisolaimali, who accepts notice on behalf of the respondents.

4. Though the petitioner prayed for a larger relief, this Court in the light of the above facts and circumstances and without going into the merits of the same, directs the first respondent to entertain the appeal filed by the petitioner, if the papers are otherwise in order and after putting on notice the rival claimants, if any, shall pass orders in accordance with law within a period of ten weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner as well as to the persons concerned.

The Writ Petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

vsm

To

1. The Sub Collector,
Hosur,
Krishnagiri District.
2. The Tahsildar,
Denkanikottai Taluk,
Krishnagiri District.

+1cc to Mr.S.Doraisamy, Advocate, S.R.No.46040
+1cc to the Government Pleader, S.R.No.46260

Writ Petition No.28141 of 2016

LRS (CO)
CA/23/08/2016)

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