



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN
and
THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.A. (MD) No.1272 of 2016

and

C.M.P. (MD) Nos.8675 & 8676 of 2016

Dr.Imtiaz Ahmed Maraikayar

... Appellant /
Petitioner

-vs-

1.The District Collector
Ramanathapuram District
Ramanathapuram

2.The District Revenue Officer
Ramanathapuram District
Ramanathapuram

3.S.Vishwanathan
The District Revenue Officer
Ramanathapuram District
Ramanathapuram

4.A.Rafi Ahamad

5.R.Nadira Rafi
Respondents

... Respondents /

Writ Appeal filed under Clause 15 of Letters Patent to set aside the order, dated 18.04.2016, made in W.P.(MD) No.3077 of 2015, on the file of this Court.

Prayer in WP(MD). 3077/ 2015 :

Writ Petition filed under Article 226 of the Constitution of India, for the issuance of the Writ of Mandamus, forbearing the Respondent NO.2 from conducting any Enquiry pertaining to the petition No. E.Mu.No.B6/52684/2014 in Pa.Mu.B6/13399/2012 on the file of the Respondent No.2 and consequently forbearing the second respondent from passing any orders in the E.Mu.No. B6/52684/2014 in Pa.Mu.B6/13399/2012.



For Appellant : Mr.T.Lajapathi Roy

For Respondents : Mr.V.R.Shanmuganathan
Special Government Pleader for R1 & R2
Mr.V.Sitharanjandas for R3 & R4

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J U D G M E N T

[Judgment of the Court was made by M.SATHYANARAYANAN, J.]

With the consent of both sides, this writ appeal is taken up for final hearing.

2. In continuation of the order, dated 12.09.2016, this Court is passing the following orders:

A perusal of the proceedings, dated 12.09.2016 in WP/23318/2016 (MD), issued by the District Revenue Officer-cum-Additional District Magistrate, Ramathapuram, would disclose that the review / revision petition filed by the appellant has been rejected.

3. Mr.T.Lajapathi Roy, learned counsel for the petitioner, would submit that the petitioner may be granted liberty to challenge the legality of the said proceedings, dated 12.09.2016, before the competent forum.

4. In the light of the above, the writ appeal is dismissed and the appellant is at liberty to challenge the legality of the said proceedings, dated 12.09.2016, before the competent forum, if he is so advised. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-I)

/True copy/

Sub Assistant Registrar

To:

1.The District Collector,
Ramanathapuram District, Ramanathapuram.

2.The District Revenue Officer,
Ramanathapuram District, Ramanathapuram.

+1 cc to M/s.V.Sitharanjandas, Advocate in SR.No.52479

+1 cc to M/s.T.Lajapathi Roy, Advocate in SR.No.52754

krk

CSL/SS-2/26.09.2016: 2P/5C

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and C.M.P. (MD) Nos.8675 & 8676 of 2016

15.09.2016