



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.10.2016

CORAM

WEB COPY

THE HONOURABLE DR.JUSTICE S.VIMALA

W.P (MD) No.19066 of 2016

C.Subbaiyan

... Petitioner

vs.

1) The Tahsildar,
Office of the Tahsildar,
Thiruvaiyaru Taluk,
Thanjavur District.

2. Palanivelu

... Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the 1st respondent to dispose the proceedings pending in Ku.U.Pa.5/17/2008 A1 within the time stipulated by this Hon'ble Court.

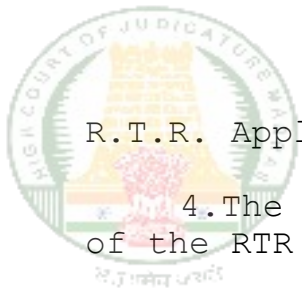
For Petitioner : Mr.R.Murali
For 1st Respondent : Mr.M.Alagadevan
Special Government Pleader

ORDER

This Writ of Mandamus has been filed seeking a direction to the 1st respondent to dispose of the R.T.R. Petition filed by the 2nd respondent on 01.08.2008 within a time frame fixed by the Court.

2. The 2nd Respondent Palanivel applied for registration of his name as tenant in the records maintained by the 1st respondent. Summons was issued by the 1st respondent asking the respondent therein to appear on 23.09.2008. As the petition was not taken up for enquiry, the respondent therein executed a General Power of Attorney dated 17.09.2014 in favour of his father/petitioner herein. Thereafter, the petitioner herein made representations dated 09.03.2015 to the District Collector and subsequently on 11.07.2016 to the 1st respondent, requesting the District Collector to take action against the alleged tenant in accordance with law as he has grabbed the land of his son. As the representation was not considered the petitioner has come forward with this petition.

3. Having regard to the limited prayer, it is not necessary to issue notice to the second respondent, who is the petitioner in the



R.T.R. Application.

4.The limited prayer is to direct the 1st respondent to dispose of the RTR proceedings within a time frame.

5.The petition is pending from the year 2008. In the circumstances, the 1st respondent is directed to dispose of the proceedings pending in Ku.U.Pa.5/17/2008 A1 on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

6.This writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar

To

The Tahsildar,
Office of the Tahsildar,
Thiruvaiyaru Taluk,
Thanjavur District.

+ 1 CC TO Mr.R.MURALI, ADVOCATE IN SR No. 59455
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 59509

SJ
TE/CK/SAR-I : 07/12/2016 : 2P/4C

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