

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.04.2017

CORAM

The Honourable MR. JUSTICE M.DURAI SWAMY

W.P.No.5162 of 2017 &
W.M.P.No.5451 of 2017

N.Narayana Reddy

...Petitioner

v.

- 1 The District Collector
Krishnagiri District, Krishnagiri.
- 2 The District Revenue Officer
Krishnagiri District, Krishnagiri.
- 3 The Sub - Collector
Hosur, Krishnagiri District.
- 4 The Tahsildar
Denkanikottai Taluk, Krishnagiri District.
- 5 Madhesh
- 6 C.Suresh Babu

... Respondents

Writ Petition filed under Article 226 of the Constitution of India
praying for the issuance of a writ of Certiorarified Mandamus to call for
the records pertaining to proceedings of the 3rd respondent in Pa.Mu.

6822/2015/B3, dated 30.11.2016 and quash the same as illegal incompetent and ultravires and consequently direct the 2nd respondent to take appropriate action against the 5th respondent.

For Petitioner : Mr.R.Jayaprakash

For Respondents : Mr.R.S.Selvam
Govt. Advocate - for R1 to R4

ORDER

The petitioner has filed the above writ petition to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the proceedings dated 30.11.2016 passed by the third respondent and to quash the same and consequently direct the second respondent to take appropriate action against the fifth respondent.

2. When the matter is taken up for hearing, the learned counsel appearing for the petitioner submitted that as against the impugned order dated 30.11.2015 passed by the third respondent, the petitioner has field an appeal before the second respondent and therefore, it would be suffice to direct the second respondent to dispose of the

appeal filed by the petitioner within a time frame.

3. Mr.R.S.Selvam, learned Government Advocate, takes notice for the respondents 1 to 4 and submitted that the second respondent may be directed to consider the petitioner's appeal on merits and in accordance with law, within a time frame.

4. Having regard to the submissions made by the learned counsel on either side and also taking into consideration the limited prayer sought for by the learned counsel petitioner, without expressing any opinion with regard to the merits of the case, I direct the second respondent to consider the appeal filed by the petitioner as against the impugned order dated 30.11.2016 and pass orders, on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order, after giving notice to the respondents 5 and 6.

With these observations, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

03.04.2017

Index: Yes/No

Rj

To

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- 4 The Tahsildar
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M.DURAISWAMY,J.

Rj

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