

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.06.2017

CORAM:

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN

Cont.P.No.2932 of 2016 in W.P.No.21357/2016

C.Mathialagan .. Petitioner
Vs.

Tmt.Punithavathi,
The Tahsildar,
Maduravoyal Taluk,
Alappakkam Main Road,
Maduravoyal,
Chennai-600 095. ... Respondent

Contempt Petition filed under section 11 of the
Contempt of Courts Act, 1971, to punish the respondent for
his willful disobedience of the order passed in
W.P.No.21357/2016 dated 22.06.2016.

For Petitioner : Mr.A.Rajesh Kanna
For Respondent : Mr.K.V.Dhanapalan, Spl.GP

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ORDER

Mr.K.V.Dhanapalan, the learned Special Government
Pleader would submit that the order, which is the
subject matter of contempt, has been complied with vide
proceedings of the Special Tahsildar, Natham, Ambattur, in
RC.No.119/17 dated 13.02.2017 and he also produced the copy
of the said proceedings before this Court. The same is

taken on file and recorded.

2 The Learned counsel appearing for the petitioner would submit that the said officials without taking note of the relevant facts and circumstances on record, has suggested and advised the petitioner to negotiate with the 4th respondent to make an agreement of partition of the property.

3 A perusal of the above said communication would disclose that the plea made by the petitioner was considered by the Special Tahsildar (Natham Settlement), Ambattur and vide proceedings in S.R.184/2015, dated 04.08.2015, after inspecting the site, has observed that the petitioner has occupied a small portion of the land in question by way of a hut and major portion of the land is enjoyed by Tmt.Chellammal and there is no documents to prove their individual enjoyment and in the light of the same, separate Patta is given.

4 In the light of the said stand taken, the petitioner is at liberty to workout his remedy in accordance with law, if he is so advised and if it is open to him under law, he is at liberty to challenge the said communication dated 13.02.2017, before the competent forum.

5 Recording the same, the contempt petition is closed.

SD/-
JOINT REGISTRAR(OS) (i/c)
sk

//Certified to be true copy//

Dated at Madras this the day of 2017.

COURT OFFICER(O.S.)

from 25th day of September 2008 the Registry is issuing Certified copies of the Orders/Judgments/Decrees in this format.

SS/CO/18/07/2017

To

The Tahsildar,
Maduravoyal Taluk,
Alappakkam Main Road,
Maduravoyal,
Chennai-600 095.

one cc to the Govt.Pleader, High Court,SR.No.6659/17

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