

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:12.06.2017

CORAM

The Honourable MR. JUSTICE M.DURAI SWAMY

W.P.No.14549 of 2017

Manikandan

... Petitioner

Vs

1. The District Collector,
Namakkal District

2. The Tahsildar,
Rasipuram Taluk,
Namakkal District

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus, directing the 2nd respondent to conduct enquiry and pass order on petitioner's representation dated 05.06.2017 and further forbearing the 2nd respondent, till such order not to disturb petitioner's peaceful possession of the land and premises, situated at R.Pudhupatti Village, Rasipuram Taluk, Namakkal District, comprised in New Survey No.493/7, old Survey.No.262/1A, measuring an extent of about 2 cents.

For Petitioner : Mr.G.Peranban

For Respondents : Mrs.K.Bhuvaneswari,
Government Advocate

सत्यमेव जयते
ORDER

Mrs.K.Bhuvaneswari, learned Government Advocate, takes notice for the respondents.

2. By consent, the main writ petition itself is taken up for final disposal at the admission stage itself.

3. The petitioner has filed the above writ petition to issue a writ of mandamus, directing the 2nd respondent to conduct enquiry and pass orders on his representation dated 05.06.2017 and further forbearing the 2nd respondent, till passing of such order not to disturb his peaceful possession of the land and premises, situated at R.Pudhupatti Village, Rasipuram Taluk,

Namakkal District, comprised in New Survey No.493/7, old Survey.No.262/1A, measuring an extent of 2 cents.

4. The learned counsel appearing for the petitioner submitted that it would be suffice to direct the 2nd respondent to conduct enquiry and pass orders based on the petitioner's representation dated 05.06.2017 in accordance with law.

5. The learned Government Advocate appearing for the respondents submitted that 2nd respondent may be directed to conduct enquiry and pass orders on the petitioner's representation in accordance with law.

6. Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer now sought for by the learned counsel for the petitioner, without expressing any opinion with regard to the merits of the case, I direct the second respondent to conduct enquiry based on the petitioners' representation dated 05.06.2017 and pass orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order, after giving notice to all the interested parties.

With the above observation, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

at

To

1. The District Collector,
Namakkal District

2. The Tahsildar,
Rasipuram Taluk,
Namakkal District

+lcc to Mr.G.Peranban, Advocate, S.R.No.41228

+lcc to the Government Pleader, S.R.No.41566

W.P.No.14549 of 2017

AD(CO)

RS(15/06/2017)