

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2017

CORAM:

THE HONOURABLE MR. JUSTICE B.RAJENDRAN

WRIT PETITION No.2564 of 2017

N.Kamalam Ammal

... Petitioner

vs.

The Tahsildar,
Ulundurpet Taluk,
Villupuram District.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus, directing the respondent to consider the representation dated 23.11.2015 on the file of the respondent and consequently direct the respondent to issue patta to the petitioner in respect of the lands comprised in S.No.260/6 in Parindhal Village measuring an extent of Acres 2.67 cents, Ulundurpet Taluk, Villupuram District.

For Petitioner : Mr.T.R.Udaya Kumar

For Respondent : Mr.S.Rajeswaran
Special Government Pleader

O R D E R

The petitioner has come up with this Writ Petition seeking a direction to the respondent to consider his representation dated 23.11.2016 and for a consequential direction to the respondent to issue patta to her in respect of the lands comprised in S.No.260/6 measuring an extent of Acres 2.67 cents in in Parindhal Village, Ulundurpet Taluk, Villupuram District.

2. According to the petitioner, the property in question in S.No.260/6 in Parindhal Village measuring an extent of Acre 3.20 cents has been allotted to her by way of a Partition Deed and she sold an extent of 0.53 cents to one Krishnamoorthy and is in continuous and uninterrupted possession and enjoyment of the remaining extent of acre 2.67 cents. Since the entire property covered under the said Partition Deed stands in the name of her husband, Late Natesa Udaiyar vide Joint Patta bearing No.301 till date, the petitioner made a representation

dated 06.10.2010 to the respondent to issue patta in her name in respect of the property measuring an extent of Acre 2.67 cents comprised in S.No.260/6 in Parindhal Village. Since no action was taken on her representation, she sent further representations to the respondent on 08.06.2011 and 27.04.2012. Thereafter, she sent a final representation to the respondent on 23.11.2016. Since no reply is forthcoming from the respondent, the petitioner is before this Court.

3. Heard the learned counsel on either side and perused the material documents available on record.

4. Considering the facts and circumstances of the case, this Court directs the respondent herein to consider the petitioner's representation dated 23.11.2016 seeking issuance of Patta in respect of the subject property, on merits and in accordance with law, after giving notice to the parties concerned and pass appropriate orders within a period of two months from the date of receipt of a copy of this order.

This Writ Petition is disposed of with the above direction. No costs.

sd/
Assistant Registrar(CO)

/true copy/

Sub Assistant Registrar

aeb
To :

The Tahsildar,
Ulundurpet Taluk,
Villupuram District.

सत्यमेव जयते

+1cc to Mr.T.R.Udaya Kumar, Advocate SR.No.6355
+2cc to Government Pleader SR.No.6968

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W.P.No.2564 of 2017

SR(CO)
GN(02/03/2017)