

THE HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.31203 of 2017

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the official respondents. With their consent, the Writ Petition is disposed of at the stage of admission itself.

2. Since this Court is not going into the merits of the case, it may not be necessary to issue notice to the unofficial respondents.

3. This Writ Petition, under Article 226 of the Constitution of India, is filed with the following prayer:

“...to issue a writ or direction more particularly in the nature of Writ of mandamus declaring the action of the respondents in taking physical possession of the property of the petitioner in pursuance of the orders of the 2nd respondent in Revision petition Vide D Dis (E4)/4456/2011, 4457/2011, 4518/2011, 4519/2011, 4520/2011, 4522/2011, 4523/2011, 4524/2011, Dt 24-06-2017 in pursuance of the orders of the 3rd respondent in Progs No:G/3918/2010, D Dis 3919/2010, DDis G/3921/2010, DDis G/3922/2010, DDis G/3923/2010, DDis G/3925/2010, DDis G/3939/2010, DDis G/3926/2011 dt 20-4-2011 and the orders of 4th respondent in procg R Dis No: A/30/2009 dt 22-10-2010 before expire of time granted for filing of revision before the 1st respondent from the date of receipt of the orders as illegal, arbitrary, high handed and cannot be justified in the eye of law and consequently set aside the proceedings of the 2nd respondent in Revision petition Vide D Dis (E4)/4456/2011, 4457/2011, 4518/2011, 4519/2011, 4520/2011, 4522/2011, 4523/2011, 4524/2011, Dt 24-06-2017 and the orders of the 3rd respondent in Progs No:G/3918/2010, D Dis 3919/2010, DDis G/3921/2010, DDis G/3922/2010, DDis G/3923/2010,

DDis G/3925/2010, DDis G/3939/2010, DDis G/3926/2011 dt 20-4-2011 and the orders of 4th respondent in procg RDis No: A/30/2009 dt 22-10-2010.”

4. Though various grounds are raised in the writ petition, learned counsel for the petitioner would submit that the order, dated 24.06.2017, was communicated to the petitioner on 31.07.2017, and before they could take steps for filing a revision before the Government, the respondent authorities are trying to dispossess the petitioner from the subject property.

5. Learned Government Pleader for Revenue would submit that so far no revision has been filed and after filing of the revision, the petitioner can obtain appropriate orders from the concerned authorities.

6. Having regard to the above and taking into consideration the facts and circumstances of the case, the Writ Petition is disposed of, permitting the petitioner to file a revision before the Government and obtain appropriate interim orders therein in accordance with law. Having regard to the threat, *status quo* as on today to be maintained for a period of six (06) weeks from today, enabling the petitioner shall obtain appropriate orders, if any, from the Revisional Authority.

Consequently, Miscellaneous Petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

JUSTICE C. PRAVEEN KUMAR

Date:18.09.2017
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