

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.08.2018

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

W.P.No. 21456 of 2018

R.Rajakannu

.. Petitioner

Vs

1.State of Tamil Nadu

represented by its Secretary,
Department of Land and Revenue,
Fort St. George,
Chennai - 600 009.

2.The Tasildhar,
Omalur Taluk,
Salem District.

3.The Zonal Deputy Tasildhar,
Omalur Taluk, Salem District.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the second respondent to transfer the patta in the name of the petitioner and one Mr.V.Perumal by considering the petitioner's application No.2018/0103/08/111842 dated 17.07.2018 vide Patta Transfer Can No.:0330810112394 in respect of the land situate at Survey No.81/1B at Kottamettupatti Village, Omalur, Salem District, within the time frame fixed by this Court.

For Petitioner : Ms.Ezhilarasi for
Mr.K.Sudalai Kannu

For Respondents: Mr.V.Jayaprakash Narayanan,
Special Government Pleader

ORDER

By consent of both parties, the writ petition is taken up for final disposal at the admission stage itself.

2.The petitioner has come up with this writ petition seeking a direction to the second respondent to transfer the patta in his name and one Mr.V.Perumal by considering his application No.2018/0103/08/111842 dated 17.07.2018 vide Patta Transfer Can No.:0330810112394 in respect of the land situate at Survey No.81/1B at Kottamettupatti Village, Omalur, Salem District, within the time frame.

3. According to the learned counsel for the petitioner, the petitioner has submitted an application dated 17.07.2018 claiming the same relief as prayed in this writ petition, but, the said application is yet to be disposed of by the respondents. However, the learned counsel submitted that it would suffice, if the application made by the petitioner is directed to be considered by the respondents, on merits.

4. Mr. V. Jayaprakash Narayanan, learned Special Government Pleader taking notice for the respondents, submitted that the respondents be directed to consider the petitioner's application and pass orders in accordance with law.

5. Considering the facts and circumstances of the case and having regard to the submissions made by the learned counsel on either side, this Court directs the respondents to consider the petitioner's application dated 17.07.2018 and pass appropriate orders, on merits and in accordance with law, after affording due opportunity of hearing to the petitioner as well as any of the interested parties, within a period of six weeks from the date of receipt of a copy of this order.

6. Accordingly, this writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar (CS VI)

//True Copy//

Sub Assistant Registrar

To

1. The Secretary,
Department of Land and Revenue,
Fort St. George,
Chennai - 600 009.

2. The Tasildhar,
Omalar Taluk,
Salem District.

3. The Zonal Deputy Tasildhar,
Omalar Taluk, Salem District.

+1cc to M/s. M. Ezhilarasi, Advocate SR.NO.57435
+1cc to Special Government Pleader SR.NO.57928

SVN(CO)

sm:7.9.2018

W.P.No. 21456 of 2018