

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.01.2018

CORAM

THE HON'BLE Mr. JUSTICE K.RAVICHANDRABAABU

W.P.No.1985 of 2018
and
W.M.P.No.2496 of 2018

1. D.Neelakandan

2. D.Rossiah

... Petitioners

Vs.

The District Revenue Officer,
Thiruvallur.

... Respondents

This writ petition is filed under Article 226 of the Constitution of India, to issue a writ of Certiorari to call for the records relating to the notice in Na.Ka.21893/2017/L.R.1 dated 04.10.2017 on the file of the respondent quash the same.

For Petitioners: Mr.S.Doraisamy

For Respondent : Mr.R.Govindasamy
Special Government Pleader

O R D E R

Mr.R.Govindasamy, learned Special Government Pleader takes notice for the respondent. By consent, the main writ petition itself is taken up for final disposal at the admission stage itself.

2. The petitioners are aggrieved against the proceedings of the respondent dated 04.10.2017, which is nothing but a notice calling upon the 1st petitioner to appear for an enquiry scheduled on 16.10.2017 in respect of patta proceedings. According to the learned counsel appearing for the petitioners, the respondent has not considered various factual aspects of the matter before issuing the impugned notice. He further contended that the petitioners have also appeared before the respondent and filed their objections.

3. First of all, this Court is not inclined to entertain the present writ petition challenging the notice of enquiry,

that too, in respect of the enquiry scheduled on 16.10.2017. What transpired later is not known. Even according to the petitioners, they have participated in the enquiry. If that be the case, it is for the petitioners to work out their remedy accordingly, if any adverse order is passed by the respondent. Without doing so, the petitioners have come forward before this Court by filing a writ petition, that too, after a period of three months from the date of such enquiry. Therefore, without expressing any view on the merits of the claim made by the petitioners, the writ petition is disposed of by granting liberty to the petitioners to work out their remedy before the appropriate forum, if any adverse order is passed by the respondent in pursuant to the impugned enquiry notice. If no order is passed by the respondent so far, as requested by the learned counsel for the petitioners, it is open to the petitioners to give further explanation/objections in detail within a period of two weeks from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petition is closed.

Sd/
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

The District Revenue Officer,
Thiruvallur.

+1cc to Mr.S.Doraisamy Advocate SR.No.7125

+1cc to the Government Pleader SR.No.7416

सत्यमेव जयते

W.P.No.1985 of 2018

SDR 19.02.2018

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