

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.10.2018

CORAM

THE HONOURABLE MR. JUSTICE R.MAHADEVAN

W.P.No.28328 of 2018

T.Mary Alphonse

... Petitioner

Vs

1.The District Collector,
Collectorate,Thiruvallur - 602 001.

2.The Revenue Divisional Officer,
J.N.Road,Thiruvallur - 602 001.

3.Mrs.Siluvammal.... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of mandamus, to direct the 1st and 2nd respondent to consider and pass orders on the petitioner's representation dated 28.08.2018 by conducting of an enquiry for the cancellation of third respondent's name in patta No.292 and issue fresh patta in the petitioner's name in S.No.3/6 with the total extent of 111 cents of Punjai land situated at Thirupandiyur Village, Thiruvallur Taluk, Thiruvallur District.

For Petitioner : Mr.R.Sreedharan

For Respondents : Mr.J.Ramesh
Additional Government Pleader
for R1 & R2

ORDER

Mr.J.Ramesh, learned Additional Government Pleader takes notice for the respondents 1 and 2. By consent of both parties, the writ petition is taken up for final disposal at the admission stage itself.

2.The prayer sought for in this writ petition is for a mandamus, directing the respondents 1 and 2 to consider the representation of the petitioner dated 28.08.2018.

3.According to the learned counsel for the petitioner, the petitioner submitted a representation dated 28.08.2018 to the respondents, seeking cancellation of patta issued in favour of the third respondent, in respect of the property in S.No.3/6 at Thirupandiyur Village, Thiruvallur District and issue fresh

patta in her favour, but, the same has not been considered by the respondents 1 and 2. Hence, the petitioner is before this Court.

4. The learned Additional Government Pleader appearing for the respondents 1 and 2 submitted that the respondent concerned would consider the representation of the petitioner on merits and 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, without going into the merits of the case, directs the respondent concerned to consider the petitioner's representation dated 28.08.2018 and pass appropriate orders, on merits and in accordance with law, after affording due opportunity of personal hearing to the petitioner, third respondent as well as any other interested parties, within a period of eight weeks from the date of receipt of a copy of this order.

6. With the above direction, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

ms

To

1.The District Collector,
Collectorate,
Thiruvallur - 602 001.

2.The Revenue Divisional Officer,
J.N.Road,
Thiruvallur - 602 001.

+1cc to Mr.R.Sreedharan, Advocate, S.R.No.75242
+1cc to the Government Pleader, S.R.No.75344

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SS(CO)

rrs 20/11/2018