



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.04.2018

CORAM:

THE HONOURABLE MR.JUSTICE **M.S.RAMESH**

W.P.(MD) No.7205 of 2018

R.Malliga

... Petitioner

Vs.

1.The District Collector,
Office of the District Collector,
Thanjavur District.

2.The Tahsildar,
Taluk Office,
Peravoorani Taluk,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the 2nd respondent herein to issue separate patta in the name of the petitioner in respect of the land in S.No.58/5 of an extent of 7 cents situated at Solaikadu Village, Peravoorani Taluk, Thanjavur District, by considering the petitioner's representation dated 01.08.2017 within the time stipulated by this Court.

For Petitioner : Mr.A.R.Kannappan

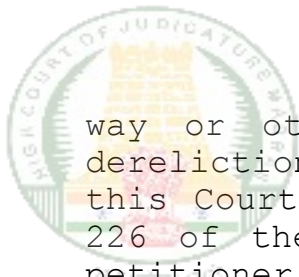
For Respondents : Mr.P.Gunaseelan Muthiah
Additional Government Pleader.

ORDER

By consent of both parties, this writ petition is taken up for final disposal.

2.It is the grievance of the petitioner that her representation dated 01.08.2017, seeking issuance of separate patta in respect of the land in S.No.58/5 to and extent of 7 cents situated at Solaikadu Village, Peravoorani Taluk, Thanjavur District in her favour, has not been considered by the second respondent till date and therefore, has filed the present writ petition.

3.This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needful to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one



way or other. Non consideration of the same would amount to dereliction of their ordinary duties of their office and as such this Court would be justified in invoking its powers under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

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4. In view of the limited prayer sought for in this writ petition, there shall be a direction to the second respondent to consider the petitioner's representation dated 01.08.2017 on its own merits and take further action in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. Such an exercise shall be made, after giving notice to the petitioner and any other persons, who may be interested in the subject property. The petitioner shall also give the copy of the representation dated 01.08.2017 along with this order, to the second respondent.

5. With the above direction, this writ petition is disposed of. No costs.

Sd/-
Assistant Registrar(P&A)

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Office of the District Collector,
Thanjavur District.

2. The Tahsildar,
Taluk Office,
Peravoorani Taluk,
Thanjavur District.

+1cc to Mr.A.R.Kannappan, Advocate, SR.No.62544.
+1cc to Special Government Pleader, SR.No.62178.

W.P. (MD) No. 7205 of 2018
18.04.2018

TA
PS/KKR/SAR 2/14.05.2018/2P/5P