



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 09.08.2018

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CORAM :
THE HONOURABLE MR.JUSTICE T.RAJA
AND
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P(MD)No.11670 of 2018
and
W.M.P(MD)No.10624 of 2018

Keela Alangam Residence Association
Reg. No.28/2017
Represented through its President
R.Annamalai

... Petitioner

vs.

1. The District Collector,
Thanjavur, Thanjavur District.
2. The Commissioner,
Thanjavur Corporation,
Thanjavur.
3. The Tahsildar,
Thanjavur, Thanjavur Taluk
Thanjavur District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, for issuance of Writ of Mandamus to issue patta for survey 717, Keela Alangam, Thanjavur Taluk and Town, Thanjavur District to the residents of Keela Alangam for their respective houses.

For Petitioner	: Mr.R.Rajaraman
For Respondents	: Mr.V.R.Shanmuganathan,
No.R1 and R3	Special Government Pleader,
For Respondent No.2	: Mr.N.Dilip Kumar

O R D E R

(Order of the Court was made by T.RAJA, J.)

This writ petition has been filed by Keela Alangam residents Association bearing Registration No.28/2017 seeking for issuance of a Writ of Mandamus to issue patta for S.No.717 Keela Alangam, Thanjavur Taluk, Thanjavur District to the residents of Keela Alangam for their respective houses.

2.Learned counsel for the petitioner would submit that the petitioner is the President of Keela Alangam Residents Association and their members are residing from 1962 till date. The Commissioner, Thanjavur Corporation, the second respondent herein,



has also provided all the basic amenities. The object of the petitioner's Association is concerned with the welfare of the residents in S.No.717 Keela Alangam, Thanjavur Taluk and Town, Thanjavur District. Hence, for issuance of patta, the petitioner Association has given a representation on 29.12.2017 to the second respondent and again they repeated the representation on 18.05.2018. However, since there is no response, they have been advised to approach this Court.

3. When the petitioner claims that several members of the petitioner's Association are part of the Association, who are residing in S.No.717, ironically, the learned counsel for the petitioner has not even explained to us with supporting records, whether any one of them has paid kist or property tax or any payment of tax or electricity charges to show that they are in possession of the land in question for quite some time.

4. A perusal of the representation also does not throw any light on the issue whether they are eligible and entitled to receive patta. Moreover, the affidavit filed in support of the writ petition is bereft of any particulars, therefore, we are not impressed upon either by the pleadings or the representation made by the petitioner Association, hence, we are unable to answer the prayer in favour of the petitioner.

5. In view of the above, the writ petition fails and the same is dismissed with liberty to the petitioner to make individual representation with relevant records with regard to the payment of kist or property tax, electricity charges etc. No costs. Consequently connected Miscellaneous petition is also dismissed.

Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar (CS-II)

To

1. The District Collector,
Thanjavur
Thanjavur District.
2. The Commissioner,
Thanjavur Corporation,
Thanjavur.
3. The Tahsildar,
Thanjavur
Thanjavur Taluk
Thanjavur District.



+1cc to Mr.N.Dilip Kumar, Advocate, SR.No.78023
+1cc to Mr.R.Rajaraman, Advocate, SR.No.77763
+1cc to M/s.Special Government Pleader,SR.No. 78177

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RR
KK/RP/SAR-2/01.10.2018/3P-7C