

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED : 06.06.2018****CORAM****THE HONOURABLE MR.JUSTICE M.S.RAMESH****W.P.(MD)No.12040 of 2018**

Thirunavukarasu : Petitioner
Vs.

1.The District Revenue Officer,
Sivagangai, Sivagangai District.

2.The Tahsildhar,
Devakottai Taluk,
Sivagangai District.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, to direct the first respondent to dispose petitioner's application pending before him in Na.Ka.P4 1953 of 2018 dated 29.01.2018 and re-issue patta to the petitioner's land as per previous patta No.55 or 3 and to cancel the fraudulent patta within stipulated time framed by this Court.

For Petitioner : Mr.A.Muralikumar
For Respondents : Mr.V.Anand
Government Advocate

ORDER

Heard Mr.A.Muralikumar, learned counsel appearing for the petitioner, Mr.V.Anand, learned Government Advocate, who takes notice on behalf of the respondents.

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

3.It is the grievance of the petitioner that his representation, to change the patta in his name, has not been considered by the respondents till date and therefore, has filed the present writ petition.

4.This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless 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.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the first respondent to consider the petitioner's representation, 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 as well as any other persons, who may be interested in the subject property.

6. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-III)

/True copy/

Sub Assistant Registrar

To

1. The District Revenue Officer,
Sivagangai, Sivagangai District.

2. The Tahsildhar,
Devakottai Taluk,
Sivagangai District.

+1cc to Mr. A. Muralikumar, Advocate, SR.No.67198.

W.P. (MD) No.12040 of 2018

06.06.2018

RMK

RAM/KKR/SAR 2/18.06.2018/2P/4C