



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.06.2018

CORAM:

THE HONOURABLE MR. JUSTICE M. GOVINDARAJ

W.P. (MD) No.13029 of 2018

WEB COPY

Karaunanithi

... Petitioner

vs.

1. The District Collector,
Trichy.

2. The Tahsildar,
Manaparai,
Trichy District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the second respondent to transfer the patta to the property comprised in S.F.No.404/1A, Nadupatti Village, Manaparai Taluk, Trichy District in favour of the legal heirs of the petitioner's mother Nagammaniammal by considering the petitioner's representation dated 22.02.2017.

For Petitioner : Mr.P.Ganapathi Subramanian
For Respondents : Mr.N.Shanmugaselvam
Additional Government Pleader

O R D E R

Mr.N.Shanmugaselvam, learned Additional Government Pleader, 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 dated 22.02.2017, seeking patta for his land has not been considered by the respondents till date. Therefore, he 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 the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred 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 respondent to consider the petitioner's representation dated 22.02.2017 on its own merits and take further action in accordance with law, within a period of two months from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner and to all the necessary parties who may be interested in the subject land.

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

Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To:

1. The District Collector,
Trichy.

2. The Tahsildar,
Manaparai,
Trichy District.

+1cc to Mr.P.Ganapathi Subramanian, Advocate in SR. No.69276

cm

MK/SKN RSK/SAR 3/02.07.2018/2P/4C

W.P. (MD) No.13029 of 2018

20.06.2018