



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.01.2018

CORAM :

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THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

Writ Petition (MD) No.9767 of 2014
and
M.P(MD)Nos.1 and 2 of 2014

R.Prapu

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Thoothukudi,
Tuticorin District.

2. The Deputy Tahsildar,
Thoothukudi,
Tuticorin District.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus to call for the records relating to the patta transfer proceedings of the 2nd respondent under patta no.4225 dated 11.2.2014 and quash the same and consequently direct the respondent to restore the name of the petitioner in the patta.

For Petitioner : Mr.S.Siva Ilayaraja

For Respondents : Mr.M.Govindan,
Special Government Pleader.

ORDER

This writ petition has been filed challenging the proceedings of the second respondent dated 11.02.2014 whereby the second respondent has mutated patta by inserting the name of one Sam.K.Nadar instead of the name of the petitioner.

2.Admittedly, there is appeal remedy available against the transfer of patta in favour of the third party before the Revenue Divisional Officer and thereafter, revisional remedy is also available before the District Revenue Officer. The petitioner has approached this Court without exhausting the remedies available under the statutes and therefore, the writ petition is not maintainable. Therefore, the writ petition is dismissed. However, liberty is granted to the petitioner to file an appeal before the Revenue Divisional Officer, if he is so



advised. No costs. Consequently, M.P(MD)Nos.1 and 2 of 2014 are closed.

Sd/-
Assistant Registrar(RTI)

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/True Copy/

Sub Assistant Registrar

To

1. The Revenue Divisional Officer,
Thoothukudi, Tuticorin District.
2. The Deputy Tahsildar,
Thoothukudi,
Tuticorin District.

+ 1 cc TO The Special Government Pleader in SR No. 40387

sms

AE/MR/SAR1/17.01.2018/2P/4C

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