

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED :23.07.2018****CORAM****THE HONOURABLE MR.JUSTICE M.S.RAMESH****W.P. (MD) No.15970 of 2018**

V.Krishnan

: Petitioner

Vs.

The Tahsildar,
Singampunari Taluk,
Sivagangai District.

: Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondent to change the S.F.No.75/14, with an extent of 0.13 cents inadvertently transferred to one Sivanambu Achi, daughter of Subbaiah Chettiar of the petitioner Village in Patta No.221 to the petitioner name and incorporate the same in patta No.169 which was issued in favour of the petitioner based on his representation dated 17.04.2018 within a stipulated time fixed by this Court.

For Petitioner : Mr.R.Sivalingam

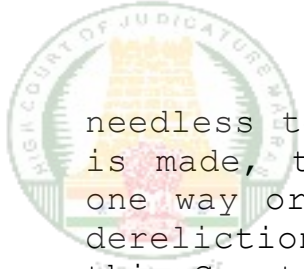
For Respondent : Mr.J.Gunaseelanmuthiah
Additional Government Pleader**ORDER**

Mr.J.Gunaseelanmuthiah, learned Additional Government Pleader takes notice on behalf of the respondent.

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 17.04.2018, seeking for change the S.F.No.75/14, with an extent of 0.13 cents inadvertently transferred to one Sivanambu Achi, daughter of Subbaiah Chettiar of the petitioner Village in Patta No.221 to the petitioner name and incorporate the same in Patta No.169 which was issued in favour of the petitioner, has not been considered by the respondent 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 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 him 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 17.04.2018, on its own merits and take further action in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. Such an exercise shall be made, after conducting enquiry and giving due opportunity to the petitioner as well as to any other persons, who may be interested in the subject matter.

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

Sd/-
Assistant Registrar (CS-II)

/True Copy/

Sub Assistant Registrar (CS-IV)

To

The Tahsildar,
Singampunari Taluk,
Sivagangai District.

+1cc to Mr. R. Sivalingam, Advocate Sr.No. 74397
+1cc to Spl. Government Pleader Sr.No. 74676

SJI

VB/KAK/SAR2/01.08.2018/2P/4C

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