



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.15696 of 2018

WEB COPY

K.Lakshmanan

... Petitioner

Vs.

1. The District Collector,
Dindigul District,
Dindigul.

2. The District Revenue Officer,
Dindigul Division,
Dindigul.

3. The Revenue Divisional Officer,
Dindigul Division, Dindigul.

4. The Thasildar,
Dindigul East Taluk,
Dindigul, Dindigul District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus, directing the respondents to complete the enquiry and cancel the UDR Patta issued wrongly and restore the patta in favour of the petitioner and 13 other Paliyan Community people on the basis of the representation submitted by the petitioner dated 09.06.2018 within a time frame that may be stipulated by this Court.

For Petitioner : Mr.R.R.Kannan
For Respondents : Mr.V.Anand,
Government Advocate.

ORDER

Mr.V.Anand, learned Government Advocate takes notice for 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 09.06.2018, seeking to complete the enquiry and cancel the UDR Patta issued wrongly and restore the patta in favour of the petitioner and 13 other Paliyan Community people, has not been considered by the respondents till date and 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 fourth respondent to consider the petitioner's representation dated 09.06.2018 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 done after giving due opportunity to the petitioner and any other persons who may be interested in the subject matter.

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

Sd/-
Assistant Registrar (W)

/True Copy/

Sub Assistant Registrar (CS-IV)

To:

1. The District Collector,
Dindigul District, Dindigul.
2. The District Revenue Officer,
Dindigul Division, Dindigul.
3. The Revenue Divisional Officer,
Dindigul Division, Dindigul.
4. The Thasildar, Dindigul East Taluk,
Dindigul, Dindigul District.

+1CC to Mr.R.R.KANNAN, Advocate, SR.No. 74164

W.P. (MD) No.15696 of 2018
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