

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 31.07.2018****CORAM:****THE HONOURABLE MR.JUSTICE M.S.RAMESH****W.P. (MD) No.16934 of 2018****WEB COPY**

R.Thomas

... Petitioner

vs.

1. The Revenue Divisional Officer
Trichy District, Trichy

2. The Tahsildar
Srirengam Taluk Office
Trichy District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to issue Patta in the petitioner's name in Survey no.364/4, UDR Survey No.168/4 situated at Olaiyur Village, Trichy District, by considering the petitioner's representation dated 12.06.2018.

For Petitioner : Mr.M.Karunanithi

For Respondents: Mr.V.Anand

Government Advocate

O R D E R

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 12.06.2018 seeking for issuance of Patta in his name in respect of the property comprised in Survey No.364/4, UDR Survey No.168/4 of Olaiyur Village, Trichy District, 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 second respondent to consider the petitioner's representation dated 12.06.2018 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 done after conducting enquiry and giving due opportunity to the petitioner as well as to the 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(CS-II)

/True Copy/

Sub Assistant Registrar(CS-IV)

To:

1. The Revenue Divisional Officer,
Trichy District, Trichy.
2. The Tahsildar,
Srirengam Taluk Office,
Trichy District.

+1cc to Mr.M.Karunanithi, Advocate Sr.No.75933
+1cc to Spl.Government Pleader Sr.No.76208

KRK

VB/KAK/SAR4/10.08.2018/2P/5C

W.P. (MD) No.16934 of 2018
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