



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.08.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.(MD) No. 17124 of 2018

K.Muruganandam

... Petitioner

vs.

1. The District Collector,
Theni District,
Theni.

2. The Tahsildhar,
Uthamapalayam Taluk,
Uthamapalayam,
Theni 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 dispose of the petitioner's representation dated 26.06.2018 for issuance of patta in favour of the petitioner within the time stipulated by this Honourable Court.

For Petitioner : Mr.R. Meenakshi Sundaram

For Respondents: Mr.J.Gunaseelan Muthiah
Additional Government Pleader

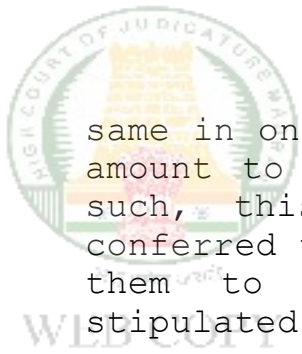
O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, 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 26.06.2018 seeking for issuance of patta, has not been considered by the second respondent 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 26.06.2018 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 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 (CO)

/True Copy/

Sub Assistant Registrar(CS-III)

To

1. The District Collector,
Theni District,
Theni.

2. The Tahsildhar,
Uthamapalayam Taluk,
Uthamapalayam,
Theni District.

+ 1 CC TO Mr.R.MEENAKSHI SUNDARAM, ADVOCATE IN SR No. 76468
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 77038

AAV
TE/KAK/SAR-3 : 14/08/2018 : 2P/5C

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