



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

WEB COPY

W.P.(MD) No.17299 of 2018

Shanmugam

... Petitioner

vs.

1. The District Collector
Trichy District, Trichy

2. The Revenue Divisional Officer
Revenue Divisional Office
Musiri, Trichy District

3. The Tahsildar
Thottiyam Taluk
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 consider the representation of the petitioner, dated 16.07.2018 for change of Patta within a stipulated time.

For Petitioner : Mr.K.Gokul

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 16.07.2018 with regard to change of Patta, 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 third respondent to consider the petitioner's representation dated 16.07.2018 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(crl side)

/True Copy/

Sub Assistant Registrar(CS-III)

To:

1. The District Collector,
Trichy District, Trichy.
2. The Revenue Divisional Officer,
Revenue Divisional Office,
Musiri, Trichy District.
3. The Tahsildar,
Thottiyam Taluk,
Trichy District.

+1cc to Mr.K.Gokul, Advocate Sr.No.76510
+1cc to Spl.Government Pleader Sr.No.77030

KRK

VB/KAK/SAR3/13.08.2018/2P/6C

W.P. (MD) No.17299 of 2018
02.08.2018