



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.02.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.3794 of 2019

T.Rajendran

... Petitioner

Vs

1.The District Revenue Officer,
Kanyakumari District,
Nagercoil.

2.The Nodal Officer cum Revenue Divisional Officer,
Padmanabhapuram,
Kanyakumari District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the respondent to lease out the property in R.S.No.74/12 of Mandaikadu Village, Kalkulam Taluk, Kanyakumari District which is attached pursuant to G.O.M.S.No.392 at serial No.7 dated 04.06.2012 in public auction during Mandaikadu Temple Festival and collect the revenue for the same and deposit the revenue in the account of the respondent by considering the representation of the petitioner dated 05.02.2019.

For Petitioner : Mr.S.C.Herold Singh

For Respondents : Mr.R.Sethuraman
Special Government Pleader

ORDER

Heard the learned counsel on either side.

2.The property in question was attached pursuant to G.O.M.S.No.392, dated 04.06.2012. The petitioner is willing to pay a sum of Rs.5,000/- per month as lease consideration for taking the property in question. As rightly pointed out by the learned Special Government Pleader for the respondents, as the Special Court under TNPID Act is in charge of administering the property, the petitioner will have to move the Special Court and this writ petition will not lie.

3.I am in agreement with the objection raised by the learned Special Government Pleader and I relegate the petitioner to move the Special Court and get appropriate relief. Reserving the right of the



writ petitioner to move the special court, the writ petition is closed. No costs.

Sd/-

Assistant Registrar (CS-II)

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/True Copy/

Sub Assistant Registrar

To

1.The District Revenue Officer,
Kanyakumari District,
Nagercoil.

2.The Nodal Officer cum Revenue Divisional Officer,
Padmanabhapuram,
Kanyakumari District.

+1CC TO Mr.S.C.Herold Singh, Advocate, SR No.49887

+1CC TO SPECIAL GOVERNMENT PLEADER, SR NO.50190

W.P. (MD) No.3794 of 2019
26.02.2019

vsg

KK/04.04.2019/2P.5C