



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

WEB COPY

W.P. (MD) No.5494 of 2019
and
W.M.P. (MD) No.4363 of 2019

S.Senthilkumar

... Petitioner

Vs

1. The District Collector,
Sivagangai, Sivagangai District.
2. The District Revenue Officer,
Sivagangai, Sivagangai District.
3. The Sub Collector/Revenue Divisional Officer,
Revenue Divisional Office,
Ram Nagar, Devakottai,
Sivagangai District.
4. The Tahsildar,
Taluk Office,
Ram Nagar, Devakottai,
Sivagangai District.

5.Kaliammal

6.Rajalakshmi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the third respondent herein in compliance to the communication issued by the second respondent dated 11.02.2019 in O.Mu.P1/2675/19 to dispose of the Appeal petition of the petitioner dated 05.02.2019 filed under Section 12 of the Tamil Nadu Patta Book Act, 1983 and to issue necessary patta to the petitioner for the Government Natham Property bearing Survey No.401 of an extent of 3 cents situate at Mekkaraiyadi Village, Muppaiyur Post, Vettivayal Panchayat, Devakottai Taluk, Sivagangai District within a stipulated time as fixed by this Court.

For Petitioner : Mr.A.Saravanan

For R1 to R4 : Mr.R.Sethuraman

Special Government Pleader

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Special Government Pleader appearing for R1 to R4.

2.Considering the nature of the relief to be granted in this writ petition, notices to R5 and R6 stand dispensed with.

3.The petitioner has filed an appeal before the third respondent questioning the issuance of patta in respect of the petition mentioned property in favour of the private respondents herein. The petitioner seeks disposal of the said appeal.

4.The third respondent is directed to dispose of the said appeal on merits and in accordance with law, within a period of five months from the date of receipt of a copy of this order. The third respondent is bound to put the respondents 5 and 6 and other interested persons, if any, on notice before passing the final orders. It is made clear that this Court has not pronounced anything on the merits of the matter. It is open to the third respondent to pass orders one way or other. The writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

sd/
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Sivagangai, Sivagangai District.

2. The District Revenue Officer,
Sivagangai,
Sivagangai District.

3. The Sub Collector/Revenue Divisional Officer,
Revenue Divisional Office,
Ram Nagar, Devakottai,
Sivagangai District.

4. The Tahsildar,
Taluk Office,
Ram Nagar, Devakottai, Sivagangai District.

+1 CC to Mr.S.MUTHUKUMAR, Advocate (SR-52696[F] dated 08/03/2019)

+1 CC to THE SPECIAL GOVERNMENT PLEADER IN SR NO. (SR-52986[F] dated 11/03/2019)

RMI

KK-AE/02.04.2019/2P/7C

W.P. (MD) No.5494 of 2019
and

W.M.P. (MD) No.4363 of 2019
08.03.2019