



WEB COPY

W.P.(MD) No.14454 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.09.2019

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

and

THE HONOURABLE MRS.JUSTICE R.THARANI

W.P. (MD) No.14454 of 2019

R.Parthiban

... Petitioner

-vs-

1.The District Collector
O/o.the District Collector
Ramanathapuram
Ramanathapuram District

2.The Revenue Divisional Officer
The Revenue Divisional Office
Paramakudi
Ramanathapuram District

3.A.Sundaramahalingam

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the Respondent No.2 to complete the enquiry in Na.Ka.E4/12559/2019 dated 04.04.2019 and consequently direct the Respondent No.2 to cancel the community certificate granted in favour of the Respondent No.3 by considering the Petitioner representation dated 20.03.2019, within the time stipulated by this Court.

For Petitioner : Mr.T.Thirumurugan

For Respondents : Mr.A.K.Baskarapandian
Special Government Pleader for R1 & R2
No appearance for R3

O R D E R

[Order of the Court was made by T.S.SIVAGNANAM, J.]

The petitioner, by way of this writ petition, seeks for a direction to the second respondent to conduct an enquiry with regard to issuance of bogus community certificate to the third respondent and to take further action pursuant to the proceedings of the first respondent, dated 04.04.2019. By the said proceedings, the first respondent directed the second respondent to conduct an enquiry and submit a report

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2. It is submitted that though several months have been lapsed after the petitioner submitted a representation, till date no enquiry has been conducted.

3. Though the third respondent has been served and his name has also been printed in the cause list, none appeared for the third respondent.

4. Grant of community certificate in favour of a person is a very serious matter and if a person has been given a community certificate without conducting proper enquiry, then it goes without saying that it is a bogus certificate and the Authorities are also liable to be proceeded with. Therefore, the second respondent should take up the matter seriously, comply with the directions issued by the first respondent, conduct a full-fledged enquiry and submit a report to the first respondent for appropriate orders. This direction be complied with within a period of eight weeks from the date of receipt of a copy of this order.

5. With these directions, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar (CO)

/ True Copy /

Sub Assistant Registrar (CS-)

To:

1.The District Collector,
O/o.the District Collector,
Ramanathapuram,
Ramanathapuram District.

2.The Revenue Divisional Officer,
The Revenue Divisional Office,
Paramakudi, Ramanathapuram District.

+1 CC to M/s.T.THIRUMURUGAN, Advocate
(SR-87827[F] dated 19/09/2019)

+1 CC to M/s.SPL GP (SR-88391[F] dated 20/09/2019)

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