



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.10.2019

CORAM:

THE HONOURABLE MR.JUSTICE M.SUNDAR

W.P(MD)No.22767 of 2019

WEB COPY

C.Rengaraj

... Petitioner

Vs.

1.The District Collector,
District Collectorate,
Dindigul District.

2.The Sub Collector,
Palani,
Dindigul District.

3.The Tahsildhar,
Vedachandur Taluk,
Dindigul District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, to direct the second respondent to expedite the appeal preferred by the petitioner dated 03.04.2018 and conclude the same within a time frame stipulated by this Court.

For Petitioner : Mr.I.Velpradeep
For Respondents : Mr.Aayiram K.Selvakumar,
Additional Government Pleader.

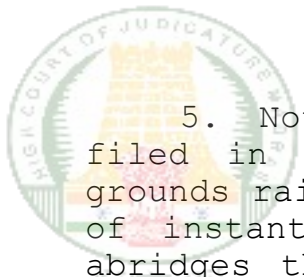
ORDER

Mr.I.Velpradeep, learned counsel on record for writ petitioner is before this Court.

2. Mr.Aayiram K.Selvakumar, learned Additional Government Pleader accepts notice on behalf of all three respondents.

3. With consent of learned counsel on both sides, main writ petition is taken up, heard out and is being disposed of.

4. The main writ petition turns on a very narrow compass, as it is one seeking mandamus qua disposal of writ petitioner's representation dated 03.04.2018 wherein writ petitioner has sought deletion of certain names in the patta pertaining to land which according to writ petitioner belongs to him.



5. Notwithstanding several averments made in the affidavit filed in support of the writ petition, notwithstanding several grounds raised / contentions urged in the affidavit filed in support of instant writ petition, learned counsel for writ petitioner abridges the scope of the writ petition and submits that it will suffice if the second respondent is directed to dispose of the aforementioned representation of the writ petitioner, dated 03.04.2018, details of which have been alluded to supra.

6. Learned State counsel submitted that the second respondent is the authority who shall consider the aforementioned representation dated 03.04.2018 made by the writ petitioner (page No.32 of the typed set of papers forming part of the case file).

7. The aforesaid representation dated 03.04.2018 shall be disposed of by the second respondent on its own merits and in accordance with law as expeditiously as possible and in any event, within a period of twelve (12) weeks from the date of receipt of a copy of this order.

8. To be noted, as it is a prayer to deletion of names, though obvious it is made clear that second respondent shall give notice to the persons whose names are sought to be deleted and give them a reasonable opportunity before disposing of writ petitioner's representation dated 03.04.2018.

9. It is made clear that in the course of the representation being considered by the second respondent, if the rights of any other third party / parties or any other third party entity / entities is / are likely to be affected, the second respondent shall give reasonable opportunity to such third party / parties or any other third party entity / entities, before disposing of the aforementioned writ petitioner's representation. Though obvious, it is made clear that this Court has not expressed any opinion or view on the merits of the matter.

10. The proceeding / order of disposal shall be communicated by the office of the second respondent to the writ petitioner under due acknowledgement within seven (7) working days from the completion of aforesaid exercise.

11. Instant Writ Petition is disposed of with the above directions. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

Sub Assistant Registrar (CS)



To

1.The District Collector,
District Collectorate,
Dindigul District.

2.The Sub Collector,
Palani,
Dindigul District.

3.The Tahsildhar,
Vedachandur Taluk,
Dindigul District.

+1 CC to Mr.I.VELPRADEEP, Advocate (SR-94690[F] dated 25/10/2019)
+1 CC to SPL GP (SR-94871[F] dated 30/10/2019)

W.P (MD) No.22767 of 2019
25.10.2019

PS

MK (05.11.2019) 3P 6C