

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.08.2020

CORAM:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.7964 of 2020

E.Venkatesan,
S/o.Late Mr.Erusan.

... Petitioner

Vs.

1.The District Collector,
Villupuram District,
Villupuram.

2.The Revenue Divisional Officer,
Tindivanam Revenue Division,
Tindivanam,
Villupuram District.

3.The Tasildar,
Tindivanam Taluk,
Tindivanam,
Villupuram District.

4.Rani,
W/o.Govindasamy Gounder.

5.Govindasamy Gounder.

... Respondents.

PRAYER: Writ Petition filed under Article 226 of Constitution of India, seeking Writ of Mandamus, directing to consider the representation dated 10.01.2020 made by the petitioner in accordance with law including by affording an opportunity of hearing to the petitioner and further directing the respondents to look into the legality and propriety of the allotment of all free house plots made vide Tk.8A 307/1413 dated 22-1-2004 and cancel all illegal and improper allotments including the patta Nos.309 and 310 in Gramanatham survey Nos.43/2 and 43/15 in Keel Koodalur Village, Melpettai post, Tindivanam Taluk and further allot the same to the eligible poor persons including the petitioner and pass orders.

For Petitioner : Mr.T.Sundaranathan
for Mr.S.Muthaiya.

For Respondents: Mr.Annai Ezhil, for RR1 to 3
Government Advocate

O R D E R

This writ petition has been filed for the issuance of writ of Mandamus directing the respondents 1 to 3 to consider the representation made by the petitioner on 10.01.2020 and to take action in accordance with law within the time stipulated by this Court.

2.The case of the petitioner is that the State Government had announced allotment of the free house plots for the poor and landless persons. The grievance of the petitioner is that the lands were allotted to many persons who are ineligible and the 4th and 5th respondents, who are the husband and wife, each have been allotted one plot, totally against the very object the scheme. The petitioner made a representation in this regard on 10.01.2020. Since the same was not considered by the respondents, the present writ petition has been filed before this Court seeking for appropriate directions.

3.Heard Mr.T.Sundaranathan, the learned counsel appearing on behalf of the petitioner and Mr.Annai Ezhil, learned Government Advocate, appearing on behalf of the respondents 1 to 3.

4.The grievance of the petitioner is that he is a coolie, who depends upon his daily wages for his livelihood and instead of selecting persons like the petitioner, patta has been issued to those persons who are ineligible and separate patta have been issued to the 4th and 5th respondents, for two different plots under the scheme and they are husband and wife.

5.Taking into consideration the facts and circumstances of the case and the limited relief sought for in this petition, there shall be a direction to the first respondent to consider the representation made by the petitioner on 10.01.2020 and deal with the same strictly in line with the relevant government orders and pass final orders within a period of twelve weeks from the date of receipt of copy of this order. The first respondent shall issue notice to the 4th and 5th respondents and give them an opportunity before passing final orders. The petitioner shall send a fresh representation to the first respondent along with all relevant documents and also a copy of this order.

6.This writ petition is disposed of with the above directions. No costs.

Sd/-
Assistant Registrar(CS I)

//True Copy//

Sub Assistant Registrar

rm

To

1.The District Collector,
Villupuram District,
Villupuram.

2.The Revenue Divisional Officer,
Tindivanam Revenue Division,
Tindivanam,
Villupuram District.

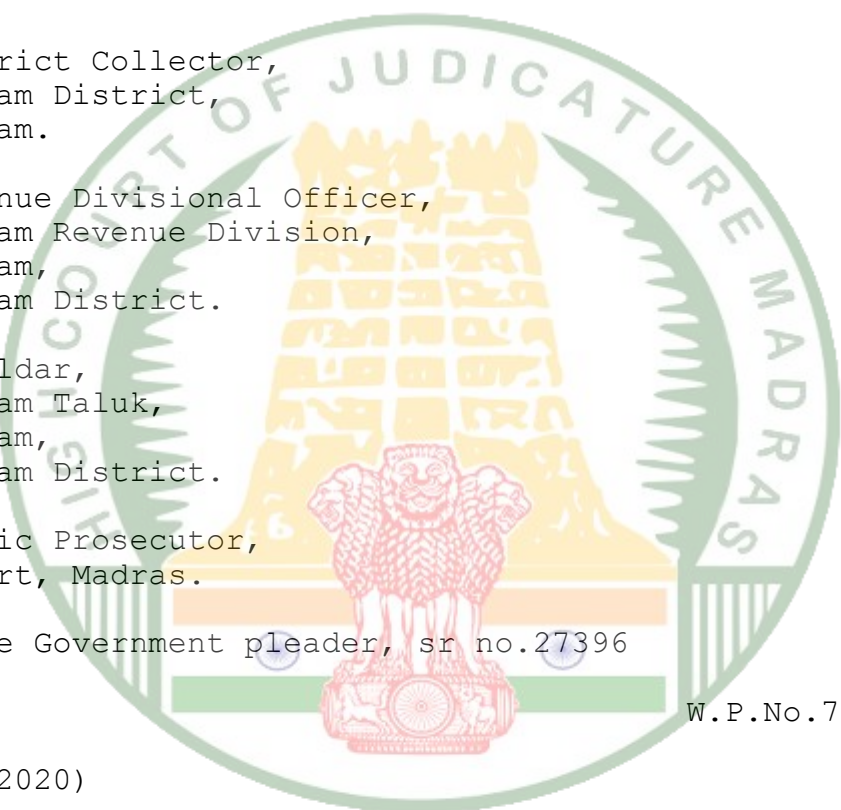
3.The Tasildar,
Tindivanam Taluk,
Tindivanam,
Villupuram District.

4.The Public Prosecutor,
High Court, Madras.

+lcc to The Government pleader, sr no.27396

PVS (CO)
RMP (03/09/2020)

W.P.No.7964 of 2020

The seal of the High Court of Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion capital on top. The words "HIGH COURT OF JUDICATURE MADRAS" are written in a green circle around the gopuram. Below the gopuram is a red lion capital with a wheel (Chakras) in the center. At the bottom of the seal, the Sanskrit motto "सत्यमेव जयते" (Satyameva Jayate) is written in Devanagari script.

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