

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.08.2020

CORAM :

The HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.No.4734 of 2015
and M.P.No.1 of 2015

B.Janaki

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Tambaram,
Kancheepuram District.

2.The Tahsildar,
Sholinganallur Taluk,
Kancheepuram District.

3.C.Gunasekaran ... Respondents
(R3 impleaded vide order dated 28.08.2020 made in M.P.No.2 of 2015)

Petition filed under Article 226 of the Constitution of India for issuing a writ of mandamus directing the 1st respondent to consider the petitioner's statutory appeal dated 29.09.2014 and pass an order expeditiously after conducting an enquiry.

For Petitioner : Ms.P.T.Rama Devi

For Respondents: Ms.A.Madhumathi,
Special Government Pleader (R1 & R2)

O R D E R

The petitioner has filed the above Writ Petition to issue a writ of mandamus directing the 1st respondent to consider the petitioner's statutory appeal dated 29.09.2014 and pass orders within a time frame.

2.Ms.P.T.Rama Devi, learned counsel appearing for the petitioner submitted that though the petitioner has filed the appeal, challenging the order passed by the 2nd respondent issuing patta in favour of the 3rd respondent, as early as on 29.09.2014, the 1st respondent has not disposed of the same yet.

3.Ms.A.Madhumathi, learned Special Government Pleader appearing for the respondents 1 & 2 submitted that the 1st respondent may be directed to dispose of the appeal within a

period of twelve weeks, after giving an opportunity of hearing to the petitioner as well as to the 3rd respondent.

4. Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer sought for in the Writ Petition, without expressing any opinion with regard to the merits of the case, I direct the 1st respondent to dispose of the appeal dated 29.09.2014 filed by the petitioner, on merits and in accordance with law, after giving an opportunity of hearing to the petitioner as well as to the 3rd respondent, within a period of twelve weeks from the date of receipt of a copy of this order.

5. With these observations, the Writ Petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

1. The Revenue Divisional Officer,
Tambaram,
Kancheepuram District.

2. The Tahsildar,
Sholinganallur Taluk,
Kancheepuram District.

+1 cc to M/s.P.T.Ramadevi, Advocate, Sr.No. 28291

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RSV(CO)
RMP(15/09/2020)