

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.09.2020

CORAM :

The HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.No.25808 of 2014

R. Mathiazhagan

... Petitioner

.vs.

1. The District Collector,
Office of the District Collector,
Karaikal.
2. The Tahsildar,
Patta Section, Taluk Office Karaikal,
Karaikal.
3. R. Muthulakshmi

... Respondents

Writ Petition filed under Article 226 of the Constitution of India for issuing a Writ of Mandamus directing the 1st respondent herein to consider the petitioner's appeal petition dated 09.05.2014 pending on the file of the 1st respondent, within a time frame.

For Petitioner : Mr. K. Kannadasan
for Mr.S.Prem Auxilian Raj

For Respondents: Mr. B. Nambiselvan,
Addl. Govt. Pleader (P) - R1 & R2

Mr. R.Sunil Kumar - for R3

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 appeal petition dated 09.05.2014, within a time frame.

2. Mr. K. Kannadasan, learned counsel appearing for the petitioner submitted that though the petitioner has filed the appeal before the 1st respondent challenging the grant of patta by the 2nd respondent in favour of the 3rd respondent as early as

on 09.05.2014, the 1st respondent has not disposed of the appeal yet.

3. Mr. B. Nambiselvan, learned Additional Government Pleader (Pondicherry), appearing for the respondents 1 and submitted that the 1st respondent may be directed to dispose of the appeal, within a time frame.

4. Mr. R.Sunil Kumar, learned counsel appearing for the 3rd respondent submitted that the 1st respondent may be directed to dispose of the appeal, after giving opportunity of hearing to the petitioner as well as the 3rd respondent.

5. Having regard to the submissions made by the learned counsel on either side, taking into consideration the limited prayer sought for by the learned counsel for the petitioner, without expressing any opinion with regard to the merits of the case, I direct the 1st respondent to consider the petitioner's appeal dated 09.05.2014 and dispose of the same, after giving opportunity of hearing to the petitioner as well as the 3rd respondent, within a period of eight weeks from the date of receipt of a copy of this order.

With these observations, the Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The District Collector,
Office of the District Collector,
Karaikal.

2. The Tahsildar,
Patta Section, Taluk Office Karaikal,
Karaikal.

+1cc to Mr.S.Prem Auxilian Raj, Advocate, Sr.No.32201

W.P.No.25808 of 2014

ssd (co)

rr ii (20/10/2020)