

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 19.01.2021

C O R A M

The Hon'ble Mr. Justice SENTHILKUMAR RAMAMOORTHY

Writ Petition No.30002 of 2013 &
M.P.No.1 of 2013

A.R.Chandrasekhar ... Petitioner

vs.

1. The Special Commissioner and Commissioner
for Land Administration, Chempauk, Madras-5.
2. The District Collector, Sivaganga District.
3. The Tahsildar, Tirupattur Taluk,
Tirupattur Town, Sivaganga District. ... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying to issue a writ of Certiorarified Mandamus to call for the records on the file of the respondent No.1 in letter No.T2/23748/2013 dated 4.10.2013 and quash the same as illegal, incompetent, unconstitutional and without jurisdiction insofar as it had declined to grant stay of operation of the order of the 2nd and 3rd respondents and further suspend the order of the 3rd respondent in Roc.B5/17456/2008 dated 12.10.2012 and notice on 15.10.2012 as confirmed by the order of the District Collector in Roc.E4/22003/2012 dated 25.08.2013.

For Petitioner : Mr.Avinash Wadwani for
Mr.V.Raghavachari

For Respondent : Ms.R.J.Radhika, GA

O R D E R

This writ petition is filed against the order dated 04.10.2013 whereby the request for an interim stay of the order of the Collector was rejected.

2. I heard Mr.Avinash Wadwani, the learned counsel for the Petitioner and Ms.R.J.Radhika, the learned Government Advocate for the Respondents.

3. The learned counsel for the Petitioner submits that the revision petition is still pending before the Special Commissioner and Commissioner of Land Administration. This fact is not refuted by the learned Government Advocate. Accordingly, he submits that the Petitioner is ready and willing to prosecute the review petition expeditiously provided his possession is protected in the interregnum.

4. The learned Government Advocate also does not seriously object to this course of action.

5. In view of the aforesaid submissions, I am inclined to dispose of this writ petition by directing the Special Commissioner and Commissioner of Land Administration, Chennai/the first Respondent herein, to dispose of the pending revision petition filed by the Petitioner on 05.09.2013 within a period of three months from the date of receipt of a copy of this order. In the interregnum, the possession of the Petitioner shall not be disturbed by the Respondents.

6. This writ petition stands disposed of on the above terms. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

kal
To

1. The Special Commissioner and Commissioner for Land Administration, Chepauk, Madras-5.
2. The District Collector, Sivaganga District.
3. The Tahsildar, Tirupattur Taluk, Tirupattur Town, Sivaganga District.

+1cc to Mr.V.Raghavachari, Advocate Sr.2503
+1cc to the Government Pleader Sr.2580

Writ Petition No.30002 of 2013
&
M.P.No.1 of 2013

nmi[co]
srg 09/02/2021