



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.06.2021

CORAM:

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THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

W.P. (MD) .No.10205 of 2021

Rajalakshmi @ Rajammal

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Kovilpatti, Thoothukudi District.

2. The Tahsildar,
Ettaiyapuram Taluk, Ettaiyapuram,
Thoothukudi District.

3. Leelavathi

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, for the issuance of Writ of Mandamus, directing the second respondent to sub divide the properties of bearing Survey No.155/8, Patta No.251, Survey Nos.197/5, 199/7, 79/1 and 79/3-Patta No.436, situated at Kalukachalapuram Village, Ettaiyapuram Taluk, Thoothukudi District and issued separate patta to the petitioner by considering the petitioner's representation, dated 03.05.2021.

For Petitioner

: Mr.R.Murugappan

For R-1 & R-2

: Mr.M.Lingadurai

Government Advocate (Civil)

ORDER

This writ petition has been filed for the issue of a Writ of Mandamus, directing the second respondent to subdivide the subject properties to issue a separate patta in the name of the petitioner based on the representation made by the petitioner on 03.05.2021.

2. Today, when the matter was taken up for admission, the learned Government Advocate (Civil) appearing on behalf of the respondents 1 and 2 would submit that the first respondent has already directed the second respondent to conduct an enquiry and to take a decision. Pursuant to the directions issued by the first respondent, the second respondent has started the process and the learned Government Advocate (Civil) submitted that some time limit may be fixed by this Court for completion of the enquiry and for



taking a decision.

3. Heard Mr.R.Murugappan, learned counsel appearing for the petitioner and Mr.M.Lingadurai, learned Government Advocate (Civil) appearing for the respondents 1 and 2.

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4. Taking into consideration the facts and circumstances of the case and also of the fact that the second respondent has already acted upon the representation made by the petitioner, there shall be a direction to the second respondent to proceed further with the enquiry after granting opportunity to the petitioner and the third respondent and deal with the same on its own merits and in accordance with law and take a decision within a period of eight (08) weeks from the date of receipt of a copy of this order.

5. This Writ Petition stands disposed of with the above directions. No costs.

Sd/-

Assistant Registrar (CSII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

NOTE:

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Revenue Divisional Officer,
Kovilpatti, Thoothukudi District.

2. The Tahsildar,
Ettaiyapuram Taluk, Ettaiyapuram,
Thoothukudi District.

+1 CC to M/s.SPL GP (SR-19665[F] dated 18/06/2021)

W.P. (MD) .No.10205 of 2021

Dated :

17.06.2021

KB(24.06.2021) 2P 4C