



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.08.2021

CORAM

THE HONOURABLE MR.JUSTICE SETHILKUMAR RAMAMOORTHY

W.P(MD)No.15200 of 2021

WEB COPY

Panchavarnam

... Petitioner

Vs.

1.The Revenue Divisional Officer,
O/o. The Revenue Divisional Office,
Cheranmahadevi,
Tirunelveli District.

2.The Tahsildar,
Radhapuram,
Tirunelveli District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, by directing the respondent No.1 to dispose of the appeal preferred by the petitioner on 27.05.2019 and consequential direction directing the first respondent to provide separate patta to the petitioner for the land in Survey No.653/5B1 in Pazhavor Village, Radhapuram Taluk, Tirunelveli District to an extent of 95 cents after following due process of law within a stipulated time.

For Petitioner : Mr.T.Lajapathi Roy
For Respondents : Mr.P.Subbaraj
Counsel for State

ORDER

The petitioner seeks the expeditious disposal of an appeal filed before the Revenue Divisional Officer, Cheranmahadevi, Tirunelveli District.

2. The petitioner claims ownership over the property bearing Survey No.653/5B1 in Pazhavor Village, Radhapuram Taluk, Tirunelveli District. When the petitioner decided to alienate a portion of the property, she discovered that a patta had been issued in the names of three third parties. Therefore, she made a representation to the second respondent. The second respondent rejected her claim for a separate Patta by order dated 23.11.2018. An appeal was filed against such order before the first respondent, and the present Writ Petition is filed for the expeditious disposal thereof.

3. Mr.P.Subbaraj, learned counsel for the State, accepts notice on behalf of both the respondents. He submits that the



first respondent may be directed to consider and dispose of the appeal within a reasonable time frame.

4. Accordingly, without going into the merits of the matter, the first respondent herein is directed to consider the petitioner's appeal dated 27.05.2019 and dispose of the same by a reasoned order in accordance with law. Such reasoned order shall be passed after providing a reasonable opportunity to the petitioner, Mr.Sudhandhiramani, Mr.Murugesan and Ms.Mercilin Beulah, being the persons in whose names the Patta was issued, and any other parties to such appeal. Such reasoned order shall be issued within a period of three (3) months from the date of receipt of a copy of this order.

5. WP.(MD).No.15200 of 2021 is disposed of on these terms without any order as to costs.

Sd/-

Assistant Registrar (CS I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

tsg

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,
O/o. The Revenue Divisional Office,
Cheranmahadevi,
Tirunelveli District.

2.The Tahsildar,
Radhapuram,
Tirunelveli District.

+1 CC to M/s.T.LAJAPATHI ROY, Advocate (SR-27604[F] dated 31/08/2021)

+1 CC to M/s.SPL GP (SR-27528[F] dated 27/08/2021)

W.P(MD)No.15200 of 2021
26.08.2021