



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.01.2021

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

AND

THE HONOURABLE MRS.JUSTICE S.KANNAMMAL

WEB COPY

W.A(MD)No.98 of 2017

and

C.M.P(MD)No.955 of 2017

Thilagaraj

... Appellant/Petitioner

Vs.

1.The Revenue Divisional Officer,
Revenue Divisional Office,
Aruppukottai,
Virudhunagar District.

2.Jeya

... Respondents/Respondents

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent against the order, dated 09.12.2016 made in W.P(MD)No.23848 of 2016 on the file of this Court.

Prayer in WP(MD). 23848 of 2016 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order passed by the 1st respondent in his proceedings impugned communication letter dated 10.11.2016 Na.Ka.Aa1/3594/2016 on the file of 1st Respondent and quash the same.

For Appellant : Mr.G.Mariappan

For R - 1 : Mr.P.Mahendran,
Additional Government Pleader.

For R - 2 : No appearance

JUDGMENT

(Judgment of the Court was delivered by PUSHPA SATHYANARAYANA,J.)

This Writ Appeal is directed as against the order, dated 09.12.2016 passed in W.P(MD)No.23848 of 2016.

2.Originally, the said Writ Petition was filed against the notice issued to the appellant / writ petitioner to appear for an



enquiry in respect of patta proceedings before the first respondent. The enquiry was scheduled on 24.11.2016.

3.The learned Single Judge, by order dated 09.12.2016, dismissed the Writ Petition as not maintainable as against the issuance of notice and also considering the fact that the appellant / writ petitioner himself had participated in the enquiry and given his objections. Aggrieved by the abovesaid order, the appellant / writ petitioner has preferred the present Writ Appeal.

4.When the matter is taken up for hearing, Mr.P.Mahendran, learned Additional Government Pleader appearing for the first respondent submitted that the first respondent / Revenue Divisional Officer had passed an order, after enquiry, on 18.10.2019 and therefore, nothing survives for adjudication in the present Writ Appeal and the same has become infructuous.

5.Recording the statement made by the learned Additional Government Pleader, the Writ Appeal is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(AD-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

ps

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

The Revenue Divisional Officer,
Revenue Divisional Office,
Aruppukottai, Virudhunagar District.

+1 CC to M/s.GP (SR-819[F] dated 11/01/2021)

W.A(MD)No.98 of 2017
08.01.2021

na (CO)

TR(22.01.2021) 2P 3C