



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.06.2022

CORAM

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

WP.No.5408 of 2018
and
WMP.No.6664 of 2018

C.Muthuraman

... Petitioner

vs.

1. The District Revenue Officer,
Tiruvallur.
2. The Revenue Divisional Officer,
Tiruvallur.
3. The Tahsildar,
Avadi, Chennai.

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records relating to the proceedings of the first respondent made in Na.Ka.2835/2017/A5 dated 12.01.2018 and quash the same and consequently direct the respondents 1 to 3 to issue patta in favour of the petitioner.

For Petitioner : Mr.Kalyan Kishen Singh

For Respondents : Mr.P.Anandakumar,
Government Advocate.

O R D E R

The challenge in this Writ Petition is to the order of the Revenue Divisional Officer, Tiruvallur cancelling the patta that stood in the name of the petitioner's vendor.

2. The main contention of the petitioner is that there was no notice to him prior to the cancellation and there was no enquiry. Even from the impugned order it could be seen that a Revision would lie before the District Revenue Officer against the orders of the Revenue Divisional Officer cancelling patta. Rule 15 of the Tamil Naud Patta Pass Book Rules also provides for Revision before the District Revenue Officer.



3. In view of the availability of the alternative remedy, I do not think that this writ petition could be entertained. However, taking note of the fact that the writ petition has been pending since 2018, the petitioner is granted 30 days time from today to file appropriate revision as contemplated under Rule 15 of the Tamil Nadu Patta Pass Book Rules. If a Revision is filed within 30 days from today, the Revisional Authority viz., District Revenue Officer, Tiruvallur would entertain the Revision without reference to the question of limitation.

4. The writ petition is therefore disposed of with the above observations. No costs.

5. The Registry is directed to return the original impugned order to the learned counsel for the petitioner forthwith.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

dsa

To

1. The District Revenue Officer,
Tiruvallur.
2. The Revenue Divisional Officer,
Tiruvallur.
3. The Tahsildar,
Avadi, Chennai.

COPY TO
The Section Officer,
E.R Section,
High Court, Madras-104.

+1cc to the Government Pleader, S.R.No.38584

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PMK (CO)
CT/24/06/2022