



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2022

CORAM:

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

W.P.NO.32169 OF 2016
AND W.M.P.NO.27907 OF 2016

U.Jayachandran

.. Petitioner

Vs.

1. The District Collector,
Kancheepuram District,
Kancheepuram.
2. The Thasildar,
Thasildar Office,
Cheyyar.
3. The RDO,
Madhuranthagam,
Kancheepuram District.
4. VAO,
Kuvathoor,
Kancheepuram District.
5. Manikam,
6. Malika

.. Respondents

Prayer:

Writ Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus forbearing the respondents 1 to 4 from issuing patta in favour of the 5th and 6th respondent.

For Petitioner	:	Mr.K.S.Jeyaganeshan
For Respondents 1 to 4	:	Mr.M.Shahjahan Special Government Pleader
For Respondents 5 & 6	:	Mr.S.Suresh



O R D E R

This writ petition has been filed seeking a direction to the respondents 1 to 3 not to grant patta in favour of the respondents 5 and 6.

2. The grievance of the petitioner is that Arulmigu Angalamman Thirukovil, Kuvathoor, is the owner of the property situated in Survey No.787/7 and the respondents 5 and 6 were permitted to occupy the land. Now, they are claiming ownership over the said property and seeks patta. In such circumstances, the present writ petition has been filed.

3. The learned counsel appearing for the respondents 5 and 6 submits that earlier claiming ownership over the said property, they have filed an application before the Tahsildar seeking patta, when the same was not considered, they approached this Court by filing a writ petition in W.P.No.28331 of 2013, and this Court by an order dated 21.11.2013, directed the Tahsildar to consider the said application and pass orders and now the enquiry is pending. Even though the petitioner knows the said fact, the present writ petition has been filed.

4. However, the learned counsel appearing for the petitioner submitted that they are not aware of any such proceedings or enquiry pending with regard to granting of patta to respondents 5 and 6 before the second respondent Tahsildar.

5. Considering those circumstances, if the petitioner has any grievance, he can appear before the second respondent Tahsildar and raise all his objections, on filing such objections, the second respondent Tahsildar is directed to consider the objections, and after affording an opportunity of hearing to the petitioner and the respondents 5 and 6, pass suitable order on merits and in accordance with law. With the above direction this writ petition is closed. Consequently, the connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

kk



To

1. The District Collector,
Kancheepuram District,
Kancheepuram.
2. The Tahsildar,
Tahsildar Office,
Cheyyar.
3. The RDO,
Madhuranthagam,
Kancheepuram District.
4. The VAO,
Kuvathoor,
Kancheepuram District.

+1cc to Mr.K.S.Jeyaganeshan, Advocate, S.R.No.14545
+1cc to Mr.S.Suresh, Advocate, S.R.No.13936

W.P.No.32169 of 2016
and W.M.P.No.27907 of 2016

PMK (CO)
PM/11/04/2022