



WEB COPY



WP.No.27772 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.10.2022

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

WP.No.27772 of 2022

Sri Ambalathadum Swamigal Madam
No.58, Ambalathadiyar Madam Street
Pondicherry – 605 001

Represented by
33, Pattathu Madathipathi
Sri La Sri Kanagasabai Swamigal

.. Petitioner

Versus

1.The Settlement Officer
Karaikal
Union Territory of Puducherry

2. The Tahsildar
Karaikal
Union Territory of Puducherry

3. The Specified Officer
Settlement Wing (Settlement Branch Office)
Taluk Office
Karaikal
Union Territory of Puducherry

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 3rd respondent to complete the proceedings in No.1880 of 2002 and to issue patta in R.S.No.103/98, 103/99, 103/100 at Sri Rajacholeswaramudaiyar East Street, Thirumalai Pattinam in the name of the petitioner's mutt.

For Petitioner : Mr.P.Kannan Kumar

For Respondents : Mr.J.Kumaran

Additional Government Pleader



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ORDER

This writ petition is filed seeking for the issuance of Writ of Mandamus to direct the the 3rd respondent to complete the proceedings in No.1880 of 2002 and to issue patta in R.S.No.103/98, 103/99, 103/100 at Sri Rajacholeswaramudaiyar East Street, Thirumalai Pattinam in the name of the petitioner's mutt.

2.The case of the petitioner is that it is a madam situated in Survey Nos.103/100 and 103/98 existing for more than 400 years and inside the premises of the madam, there is temple called Aayeramkaliasman. While so, during the year 2003, in the settlement register, the Survey No.103/98 was entered as present Trustee of Aayeramkaliasman Temple instead of Sri Ambalathadum Swamigal Madam. Aggrieved, the petitioner madam filed S.P.No.730 of 2002 before the first respondent praying to change the name and P.R.O.No.1880 of 2022 before the third respondent, which is pending for attaining finalty. It is to be noted that the petitioner madam had filed a petition under Section 23 of the Settlement Act, 1972 before the first respondent on 17.08.2011 for fixing an early date of hearing. However, the same is pending without consideration till date. Hence, this petition.

3. The learned counsel for the petitioner seeks this Court for issuance of

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direction for the third respondent to conclude the proceedings in P.R.O.No.1880 of 2022 within a reasonable time as fixed by this Hon'ble Court.

4. Heard the learned Additional Government Pleader appearing for the respondents and perused the materials available on record.

5. Considering the limited relief sought for by the petitioner, this Court directs the third respondent to conclude the proceedings in in P.R.O.No.1880 of 2022, pass orders on merits and in accordance with law, after providing opportunity of hearing to the petitioner well as any other interested parties, within a period of twelve weeks from the date of receipt of copy of this order.

6. With the above direction, this writ petition is disposed of. No costs.

18.10.2022

dhk
Index: Yes/No
Internet: Yes/No

M. DHANDAPANI, J.



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To

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