



WEB COPY

W.P.(MD).No.10206 of 2012

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.06.2022

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P. (MD) .No.10206 of 2012

and

M.P. (MD) .Nos.2 and 3 of 2012

1.Muthulakshmi

2.Vairamuthu

... Petitioners

Vs.

1.The District Collector,
Tirunelveli District,
Tirunelveli.

2.The Commissioner,
Sankarankovil Municipality,
Municipal Office,
Sankarankovil,
Tirunelveli District.

3.Chinnapandian

4.Chinna Gurusamy

... Respondents

PRAYER : Writ Petition 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 second respondent in Pa.Ko.51/Pe.Maa.Ma.No.93/2011/A1, dated 22.03.2011 and quash the same and consequently direct the second respondent to restore the petitioner's name in the property tax register for the property in Door No.10/79, Sankar Nagar 2nd Street, Sankarankovil, Tirunelveli District.

For Petitioners : Mr.M.Saravanan

For R-1 : Mr.P.Thambidurai,
Government Advocate.

For R-2 : Mr.N.Dilipkumar

For R-3 and
R-4 : Mr.Lakshmi Gopinathan



ORDER

The present Writ Petition has been filed challenging the order passed by the second respondent herein under which the assessment of property tax standing in the name of the writ petitioner have been transferred in the name of the third respondent.

2. The main ground on which the Writ Petition has been filed is that before effecting name transfer, no notice was issued to the writ petitioner. Perusal of the order indicates that without hearing the writ petitioner, the said transfer of assessment of property tax has been effected by the second respondent.

3. In view of the same, the Writ Petition stands allowed. The second respondent is directed to hear the petitioner, third and fourth respondents before passing any fresh orders. The parties are at liberty to place Civil Court judgments before the second respondent.

4. With the above observation, this Writ Petition stands allowed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/06/2022

Sub Assistant Registrar(CS)

Nsr

To

1.The District Collector,
Tirunelveli District, Tirunelveli.

2.The Commissioner,
Sankarankovil Municipality,
Municipal Office, Sankarankovil, Tirunelveli District.

+1 CC to M/s.N. DILIPKUMAR, Advocate (SR-26589[F] dated 17/06/2022)

+1 CC to M/s.SPL.GP (SR-26550[F] dated 17/06/2022)

+1 CC to M/s.POLAX LEGAL SOLUTIONS, Advocate (SR-26867[F] dated 20/06/2022)

Order made in
W.P. (MD) .No.10206 of 2012

16.06.2022

KMV (CO)

TR(27.06.2022) 2P 6C

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