



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.01.2022

CORAM

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P. (MD) .No.1272 of 2022

and

W.M.P (MD) .No.1116 of 2022

G.Vijayaraghavan

... Petitioner

Vs.

1.The District Revenue Officer,
Virudhunagar District,
Virudhunagar.

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

3.The Tahsildar,
Taluk Office,
Kariyapatti,
Virudhunagar District.

4.Ramarajan

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records in Pa.Mu.AA1/8097/2020 dated 17.12.2021 issued by the second respondent, quash the same.

For Petitioner : Mr.P.Athimoolapandian
For R-1 to R-3 : Mr.J.John Rajadurai,
Government Advocate.

ORDER

The Writ Petition has been filed in the nature of Certiorari, questioning an order of the second respondent / the Revenue Divisional Officer, Aruppukottai, Virudhunagar District, dated and signed on 17.12.2021. As a matter of fact, there is a further appeal provided to be filed before the District Revenue Officer, Virudhunagar.



2. Let me grant the benefit of filing of the Writ Petition which was on 20.01.2022 till this date / 25.01.2022, as days which can be excluded from the thirty (30) days' time within which the petitioner has to file an appeal, if at all the period of limitation is put against the petitioner.

3. Be that as it may, my attention is drawn to certain facts and I am under compulsion to record the same. The issue revolves around the property in Survey No.85/4C measuring 4 acres in Patta No.976. It is seen that this particular piece of land had been the subject matter of a suit in O.S.No.45 of 1984 before the Sub Court, Sivagangai and later in A.S.No.104 of 1986 on the file of the Principal Bench of Madras High Court. The petitioner's title had been consistently recognised to this particular property. The patta of the particular property has been interfered with by the impugned order. Naturally, the petitioner is agitated and has filed the Writ Petition before this Court.

4. It will only be appropriate that the petitioner files an appeal. But, the fact that the said property had been the subject matter of litigation and during the course of litigation, the petitioner's right, title and interest had been recognised is alone recorded.

5. With the above observations, this Writ Petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition stands closed.

Sd/-

Assistant Registrar(T & P)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

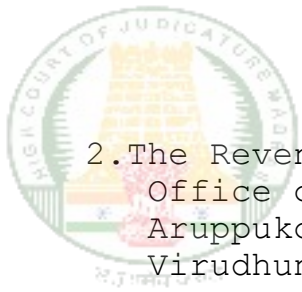
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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The District Revenue Officer,
Virudhunagar District,
Virudhunagar.

<https://hcservices.ecourts.gov.in/hcservices/>



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

3.The Tahsildar,
Taluk Office,
Kariyapatti,
Virudhunagar District.

+1 CC to M/s.SPL.GP (SR-2823[F] dated 28/01/2022)

W.P. (MD) .No.1272 of 2022
25.01.2022

nsn(CO)
TR(07.02.2022) 3P 5C