



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.04.2022

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P. [MD]No.6718 of 2022

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Raja

... Petitioner

Vs.

1.The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Thanjavur District.

2.The Tahsildar,
Thanjavur,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to concluding the proceeding in pursuant to the enquiry notice issued by the second respondent in Na.Ka.No.8307/2020/AA6 dated 16.04.2021 and pass suitable orders within a stipulated time that may be fixed by this Court.

For Petitioner : Mr.K.M.Karunakaran

For Respondents : Mr.D.Sasikumar
Additional Government Pleader

O R D E R

This writ petition has been filed for a Mandamus seeking for early disposal of the enquiry proceedings pending on the file of the second respondent.

2. Based on the representation given by the petitioner seeking for cancellation of the patta alleged to have been erroneously issued in favour of Mr.Janakiraman for the property comprised in Survey No.137/11 measuring an extent of 0.12.0 ares (30 cents) situated at Thirumalaisamuthiram Village, Thanjavur Taluk, enquiry proceedings have also been commenced by the second respondent by his proceedings dated 16.04.2021. The petitioner seeks for early disposal of the said enquiry.

3. No prejudice would be caused to the respondents, if final orders are passed within a time frame to be fixed by this Court after affording a fair hearing to the petitioner, Mr.Janakiraman and other necessary parties whom the first respondent deems fit to enquire.



4. The petitioner has filed documents along with this writ petition to substantiate his case that the patta has been erroneously issued by the second respondent in favour of Mr. Janaki Raman. It is for the first respondent to examine the same on merits and in accordance with law.

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5. For the foregoing reasons, this Court directs the first respondent to pass final orders on the petitioner's representation dated 23.10.2020 which culminated in the enquiry proceedings with the second respondent dated 16.04.2021 in Na.Ka.No.8307/2020/AA6 after affording a fair hearing to the petitioner, Mr. Janakiraman and other necessary parties whom the first respondent deems fit to enquire on merits and in accordance with law within a period of three (3) months from the date of receipt of a copy of this order.

6. With the aforesaid directions, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

tsg

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 Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Thanjavur District.

2. The Tahsildar,
Thanjavur, Thanjavur District.

+1 CC to M/s. SPL.GP. (SR-18120[F] dated 12/04/2022)
+1 CC to M/s. K.M. KARUNAKARAN, Advocate (SR-18237[F] dated 12/04/2022)

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