



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.04.2022

CORAM:

THE HONOURABLE MR.JUSTICE **ABDUL QUDDHOSE**

W.P. (MD)No.8689 of 2021

R.Vasantha

.. Petitioner

Vs

1.The District Collector,
Collectorate,
Pudukottai District.

2.The District Revenue Officer,
Office of DRO,
Pudukottai District.

3.The Revenue Divisional Officer,
Office of RDO,
Pudukottai,
Pudukottai District.

4.The Tahsildar,
Thirumayam Taluk,
Taluk Office, Thirumayam,
Pudukottai District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents issue patta in favour of petitioner in respect of property in Arimalam Village, Thirumayam Taluk, Pudukottai District comprising S.No.538/2 and S.No.538/3 and not to assign any patta to any 3rd parties in respect of petitioner's properties by considering petitioner's representation, dated 25/02/2021, within stipulated time fixed by this court.

For Petitioner : Mr.K.R.Manimaran

For Respondents : Mr.T.Amjad Khan

Government Advocate

ORDER

This writ petition has been filed for a Mandamus seeking for a direction to issue patta in favour of the petitioner for the property situated in Arimalam Village, Thirumayam Taluk, Pudukottai District comprising S.No.538/2 and S.No.538/3 and not to assign any patta to any third parties in respect of the aforementioned properties based on the petitioner's representation, dated 25.02.2021, within a time frame to be fixed by this Court.

2.The petitioner claims that she is in possession and enjoyment of the aforementioned property. She has filed documents along with this writ petition in support of her case. It is for the respondents



to consider the same on merits and in accordance with law. The petitioner has applied for patta for the aforementioned property and also requested the respondents not to issue patta to any other third party, based on her representation, dated 25.02.2021. Admittedly, the said representation has not been considered till date.

WEB COPY

3.Heard Mr.K.R.Manimaran, learned counsel appearing for the petitioner and Mr.T.Amjad Khan, learned Government Advocate, appearing for the respondents.

4.No prejudice will be caused to the respondents, if the petitioner's representation is considered on merits and in accordance with law, after affording a fair hearing to the petitioner and other necessary parties, whom the fourth respondent deems fit to enquire.

5.For the foregoing reasons, this Court directs the fourth respondent to consider the petitioner's representation, dated 25.02.2021, seeking for issuance of patta in the name of the petitioner for the property situated in Arimalam Village, Thirumayam Taluk, Pudukottai District comprising S.No.538/2 and S.No.538/3 and not to assign any patta to any third parties, in respect of the said properties and pass final orders on merits and in accordance with law, after affording a fair hearing to the petitioner and other necessary parties, whom the fourth respondent deems fit to enquire, within a period of twelve weeks from the date of receipt of a copy of this order.

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

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TM

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 Collector,
Collectorate,
Pudukottai District.

2.The District Revenue Officer,
Office of DRO,
Pudukottai District.

3.The Revenue Divisional Officer,
Office of RDO,
Pudukottai,
Pudukottai District.

4.The Tahsildar,
Thirumayam Taluk,
Taluk Office, Thirumayam,
Pudukottai District.

+1 CC to M/s.SPL.GP. (SR-18560[F] dated 13/04/2022)

+1 CC to M/s.K.R. MANIMARAN, Advocate (SR-18748[F] dated 13/04/2022

W.P. (MD)No.8689 of 2021
12.04.2022

SRK(CO)
KB(28.04.2022) 3P 7C