



WEB COPY



W.P.(MD).No.21093 of 2014

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.07.2022

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P.(MD).No.21093 of 2014

Mani

... Petitioner

Vs.

1.The Tahsildar,
Madurai East Taluk,
Taluk Office at Y.Othakadai,
Madurai District.

2.The Trusty/Secretary,
Madurai Town Keelachanthai Pettai,
Palaya Tholugai Pallivasal,
Madurai – 9.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the first respondent to consider and to pass an order on the petitioner's application, dated 08.09.2014, under the Tamil Nadu Agricultural Lands Record of Tenancy Rights Act, 1969.

For Petitioner	: Mr.G.Prabhu Rajadurai
For R1	: Mr.N.Muthu Vijayan Special Government Pleader
For R2	: No appearance



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ORDER

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The present writ petition has been filed seeking a Writ of Mandamus, directing the first respondent to consider the request of the petitioner for registration of his name as a cultivating tenant under the Tamil Nadu Agricultural Lands Record of Tenancy Rights Act, 1969.

2.A perusal of the affidavit and the typed set of papers indicates that the petitioner's land lord is a public trust. Hence, they are governed only by the Tamil Nadu Public Trusts (Regulation of Administration of Agricultural Lands) Act, 1961 and the rules framed under the said Act in the year 1962. Hence, the request of the petitioner before the first respondent cannot be considered.

3.In view of the above said facts, the petitioner is granted liberty to approach the appropriate authority under Tamil Nadu Act 57 of 1961. In case such an application is presented, the same shall be disposed of after giving due opportunity to the petitioner within a period of four months from the date of receipt of such application.



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4. With the above said observation, the writ petition stands disposed of. No costs.

27.07.2022

Index : Yes / No

Internet : Yes / No

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To

The Tahsildar,
Madurai East Taluk,
Taluk Office at Y.Othakadai,
Madurai District.



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R.VIJAYAKUMAR ,J.

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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.

Order made in
W.P.(MD).No.21093 of 2014

27.07.2022