



W.P.(MD).No.7505 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated: 27.09.2022

**CORAM:
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.P.(MD).No.7505 of 2016

V.Pitchai Iyer

...Petitioner

Vs

1.The District Collector
Thanjavur District
Thanjavur

2.The District Revenue Officer
Thanjavur
Thanjavur District

3.The Revenue Divisional Officer
Thanjavur
Thanjavur District

4.The Tahsildar
Kumbakonam Taluk
Thanjavur District

5.Sri Sakthivaneshwarar Temple
Represented by its the Executive Officer
Patteeswaram
Thanjavur District

....Respondents

Prayer: This Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the fourth respondent to cancel the Patta No.856 pertaining to Survey Nos.145 and 792 pertaining to Survey Nos. 140, 142, 143, 150, 152, 158, 159, 175 situated at Cholan Maaligai Village,



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Kumbakonam Taluk, Thanjavur District and to restore the petitioner on the basis of the petitioner's representation dated 05.04.2016 within stipulated time fixed by this Court.

For Petitioner : Mr.P.Krishnasamy

For R1 to R4 : Mr.B.Saravanan
Additional Government Pleader

For R5 : Mr.V.Chandrasekar

ORDER

The present writ petition has been filed challenging an order passed by the Tahsildhar under which the name of the fifth respondent temple was also incorporated and a joint patta was issued along with the writ petitioner.

2.The writ petitioner has given a representation on 05.04.2016 to the same Tahsildhar to register a separate patta in favour of the writ petitioner. As against the order passed by the fourth respondent, a statutory appeal lies under Section 10 of the Tamil Nadu Patta Passbook Act. Hence, the present writ petition is not maintainable.

3.The writ petition is disposed of with liberty to the writ petitioner to approach the third respondent by invoking the statutory appeal remedy. No costs.

27.09.2022

Internet : Yes/No

Index : Yes/No

msa



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R.VIJAYAKUMAR, J.

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Order made in

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