



WEB COPY



W.P.No.632 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :10.01.2023

CORAM :

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

Writ Petition No.632 of 2023
and WMP.No.569 of 2023

Mehar Khatoon

... Petitioner

-Vs-

1. The District Collector,
Office of the District Collector,
Ranipet District, Ranipet.

2. The Tahsildar,
Office of the Tahsildar,
Walaja Taluk,
Ranipet.

3. Zonal Deputy Tahsildar,
Walaja Taluk,
Office of the Tahsildar,
Walaja, Ranipet District.

... Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondents 1 to 3 to issue the patta pertaining to the petitioner's property namely all the piece of land in all measuring 15960 sq.ft comprised in Punja survey number 224 new survey No.224/1A bearing Plot No.2, situated at Vannivedu Village, Walaja Taluk, Vellore District, now Ranipet District within the sub registration district of Walaja and within



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the registration District of Arakkonam, after measuring the petitioner's property by metes and bounds and similarly after earmarking the said property by laying the boundary stones.

For Petitioner : Mr.D.Ashok Kumar
For Respondents : Mr.R.P.Murugan Raja
Government Advocate

ORDER

The prayer sought for herein is for a writ of mandamus directing the respondents 1 to 3 to issue a patta pertaining to the petitioner's property namely all the piece of land in all measuring 15960 sq.ft comprised in Punja survey number 224 new survey No.224/1A bearing Plot No.2, situated at Vannivedu Village, Walaja Taluk, Vellore District, now Ranipet District within the sub registration district of Walaja and within the registration District of Arakkonam, after measuring the petitioner's property by metes and bounds and similarly after earmarking the said property by laying the boundary stones.

2. The petitioner claims that, she has purchased the property to the extent of 15960 sq.ft comprised in Punja survey number 224 new survey No.224/1A bearing Plot No.2, situated at Vannivedu Village, Walaja Taluk, Vellore District, presently Ranipet District within the sub



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registration district of Walaja and having purchased the property, the petitioner has been in continuous possession and enjoyment of the property and in order to get patta, the petitioner has made an application on 16.11.2022 to the first respondent District Collector. The said application of the petitioner since has not been considered so far, the petitioner has moved the present writ petition to consider the said application and to pass necessary orders for issuance of patta to the petitioner.

3. Heard Mr.D.Ashok Kumar, learned counsel appearing for the petitioner and Mr.R.P.Murugan Raja, learned Government Advocate appearing for the respondents.

4. Learned Government Advocate appearing for the respondents would submit that, for issuance of patta, application should have been made to the second respondent Tahsildar, therefore, if such an application is made by the petitioner to the second respondent Tahsildar that would be considered and decided by the second respondent on merits and in accordance with law, he contended.



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5. I have considered the said submission made by the learned counsel appearing for both sides and have perused the materials placed before this Court.

6. In view of the stand taken by the learned Government Advocate appearing for the respondents, this Court is inclined to dispose of this writ petition with the following order:

That it is open to the petitioner to make an application to the second respondent Tahsildar seeking patta for the land, she claimed to have purchased and on receipt of such application, the second respondent Tahsildar shall consider the same and pass necessary orders thereon on merits and in accordance with law within a period of eight(8) weeks from the date of receipt of a copy of this order.

With this direction, this writ petition is disposed of. No costs.
Connected miscellaneous petition is closed.

10.01.2023

Index : Yes/No
Speaking order: Yes/No
Neutral Citation: Yes/No
mp



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R. SURESH KUMAR, J.

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